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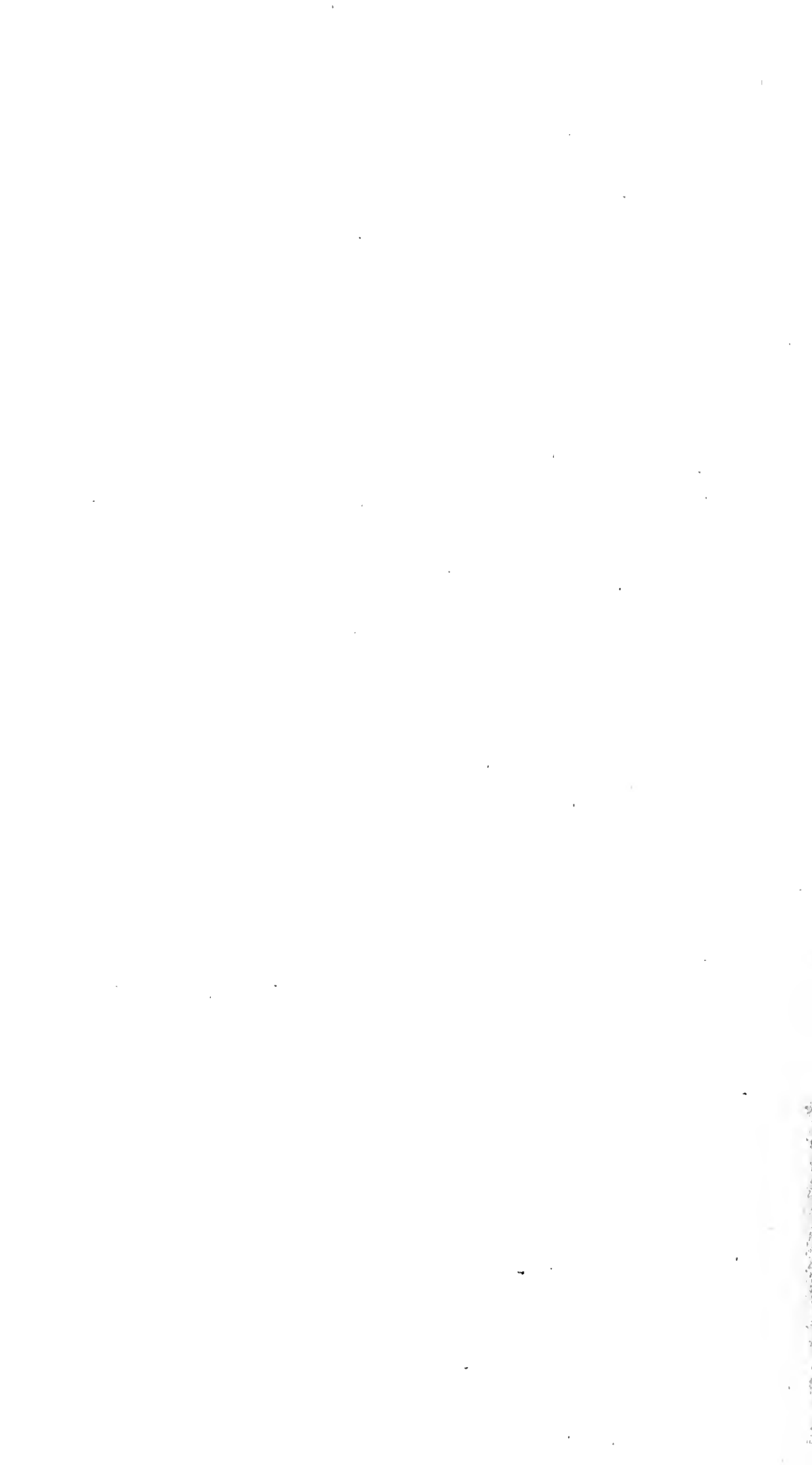
JOURNAL  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE-COUNCIL  
OF THE  
STATE  
OF  
NEW-JERSEY,

CONVENED IN GENERAL ASSEMBLY, AT TRENTON, ON TUESDAY  
THE TWENTY-THIRD DAY OF OCTOBER, SEVEN-  
TEEN HUNDRED NINETY-EIGHT.

BEING THE FIRST AND SECOND SITTINGS OF THE TWENTY-THIRD SESSION.



TRENTON:  
PRINTED BY MATTHIAS DAY, PRINTER TO THE STATE.  
M,DCC,XCIX.



LIST of Persons returned as MEMBERS of the LEGISLATIVE-COUNCIL.

<i>Bergen,</i>	The Honorable	John Outwater,	Esquires.
<i>Essex,</i>		Daniel Marth,	
<i>Middlesex,</i>		Andrew Kirkpatrick,	
<i>Monmouth,</i>		Elitha Walton,	
<i>Somerset,</i>		Peter DeVroom,	
<i>Burlington,</i>		George Anderson, <i>v. p.</i>	
<i>Gloucester,</i>		Thomas Clark,	
<i>Salem,</i>		William Parret,	
<i>Cape-May,</i>		Permenus Corson,	
<i>Hunterdon,</i>		John Lambert,	
<i>Morris,</i>		Abraham Kitchel,	
<i>Cumberland,</i>		Joel Fithian,	
<i>Suffex,</i>		Charles Beardsllec,	

LIST of Persons returned as MEMBERS of the GENERAL ASSEMBLY.

<i>Bergen,</i>	Esquires.	Peter Ward,
		Thomas Blanch,
		Robert Campbell,
<i>Essex,</i>		William Pennington,
		Abraham Speer,
		Charles Clark,
<i>Middlesex,</i>		Gershom Dunn,
		Thomas McDowell,
		James Morgan,
<i>Monmouth,</i>		Joseph Stillwell,
		William Lloyd,
		David Gordon,
<i>Somerset,</i>		Henry Southard,
		James VanDuyne,
		David Kelly,
<i>Burlington,</i>		William Cox, <i>Speaker,</i>
		Job Lippencott,
		William Stockton,
		Joseph Budd,
<i>Gloucester,</i>		Joshua L. Howell,
		Samuel W. Harrison,
		James Wilkins,
<i>Salem,</i>		John Sinnickson,
		Anthony Keatby,
		Joseph Shinn,
<i>Cape-May,</i>		Elijah Townsend,
<i>Hunterdon,</i>		Benjamin Vaneleve,
		Simon Wyckoff,
		Joseph Beavers,
		Joseph Hankinson,
<i>Morris,</i>		Silas Condict,
		William Corwin,
		Cornelius Voorheese,
<i>Cumberland,</i>		Isaac Wheaton,
		John Sheppard, jun.
<i>Suffex,</i>		John Gustin,
		Joseph Gaston,
		Levi Howell,
		William Runkle,





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JOURNAL  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE-COUNCIL  
OF THE  
STATE OF NEW-JERSEY.

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*TRENTON, Tuesday, October 23, 1798.*

MEMBERS PRESENT.

THE HONOURABLE

DANIEL MARSH,	JOHN LAMBERT,
PETER DeVROOM,	ABRAHAM KITCHEL,
GEORGE ANDERSON,	JOEL FITHIAN,
WILLIAM PARRET,	CHARLES BEARDSLEE.
THOMAS CLARK,	

**D**ANIEL MARSH, Esquire, produced a certificate of his being duly elected a member of Council from the county of Essex, which was read and approved, and he thereupon took and subscribed the oaths prescribed by law before the honourable Abraham Kitchel, esquire, one of the members returned for this house, and took his seat in Council. Peter DeVroom, George Anderson, Thomas Clark, William Parret, John Lambert, Abraham Kitchel, Joel Fithian and Charles Beardslee, esquires, severally produced certificates of their being elected members of this house, which were read and approved, and they thereupon took and subscribed the oaths required by law before the honourable Daniel Marsh, esquire, and took their seats in Council.

The honourable George Anderson, esquire, was elected Vice-President of the Council; whereupon he took the oath of office, and was seated in the chair.

John Beatty, esquire, was unanimously elected secretary of the Council and took the oath of office accordingly.

John West was appointed door-keeper.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that a sufficient number of members of this house have this day met, elected the honourable George Anderson, esquire, vice-president, John Beatty, their secretary, and have proceeded to business.

*Ordered*, That Mr. Marsh, Mr. Fithian and Mr. DeVroom be a committee to prepare and report such standing rules and orders of proceeding as may be proper to be observed in this house.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

A sufficient number of members of the house have this day met, elected the honourable William Coxe, their speaker, Maskell Ewing, esquire, their clerk, and have proceeded to business.

The Council adjourned until ten o'clock to-morrow morning.

*Wednesday, October 24, 1798.*

The house met—Present as before.

Mr. Marsh, from the committee appointed to prepare and report such standing rules and order of proceeding as may be proper to be observed in this house, reported twelve several rules, which being read and considered,

*Resolved*, That the same be adopted as the rules and order of proceeding by this house for the year ensuing.

A letter from Andrew Kirkpatrick, esquire, elected a member of the Council for the county of Middlesex, representing that through the indisposition of Judge Boudinot, he was under the necessity of attending the court of nisi prius in the county of Bergen, held there this week, and of consequence could not attend to his duty in this house.

*Resolved*, That the reason offered by Mr. Kirkpatrick is satisfactory.

The house adjourned until three o'clock in the afternoon.

The house met.

Elisha Walton, esquire, produced a certificate of his being duly elected a member of this house from the county of Monmouth, which was read and approved, and he thereupon took and subscribed the oaths required by law, before the honourable the Vice-President, and took his seat in Council.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly request the concurrence of the Council to the following resolution :

*Resolved*, That Gershom Craft be employed as an engrossing clerk during the present session of the Legislature ; that all bills ordered to be engrossed shall be delivered by the clerk of Council and Assembly unto the said Gershom Craft, to be carefully engrossed, and by him returned to the table of the respective houses, as soon as possible, and that the Legislature will provide for a compensation to the said Gershom Craft for that service ;" which was read and ordered a second reading.

The house adjourned until ten o'clock to-morrow morning.

*Thursday, October 25, 1798.*

The house met—Present as before, and Mr. Walton.

The resolution appointing Gershom Craft engrossing clerk for the present session, was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said resolution be postponed.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

“The House of Assembly have appointed Messrs. VanDuyn, Budd, Shinn, Lloyd and Gustin, or any three of them, a committee, on the part of that house, to settle the accounts of the treasurer, and request that Council would appoint a committee to join the committee of the House of Assembly, for the like purpose;” which being read,

*Ordered*, That Mr. DeVroom and Mr. Lambert, or either of them, be a committee, to join the committee of the House of Assembly, to settle the treasurer’s accounts, and that the secretary do wait on the House of Assembly and acquaint them therewith.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

“The House of Assembly have appointed Messrs. Condict, Wheaton and Lippencott a committee, on the part of that house, to examine the penitentiary-house, and to settle the accounts of Jonathan Doan, the commissioner appointed for building the state-prison, and report a state of the same, and request that Council would appoint a committee to join the committee of the House of Assembly for the like purpose;” which being read,

*Ordered*, That Mr. Marsh and Mr. Kitchel, or either of them, be a committee, to join the committee of the House of Assembly, for the purpose expressed in the foregoing message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The house adjourned until three o’clock in the afternoon.

The house met.

Council resumed the consideration of the resolution respecting the appointment of Gershom Craft, as engrossing clerk; whereupon,

*Resolved*, That Council do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Fithian, with leave, presented a bill, intituled, “An act respecting bridges,” which was read and ordered a second reading.

The house adjourned until ten o’clock to-morrow morning.

*Friday, October 26, 1798.*

The house met—Present as before.

The house adjourned until three o’clock in the afternoon.

The house met.

The house adjourned until ten o'clock to-morrow morning.

*Saturday, October 27, 1798.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

"The House of Assembly have appointed Messrs. Southard, L. Howell and Voorhees, or any two of them, a committee, on the part of that house, for the purpose of examining, counting and burning the sums of £949 6 0, Loan-Office and Revenue, and £1026 6 3, old State-Money, of the emission of June 9, 1790, now in the treasury," and request that Council would appoint a committee to join the committee of the House of Assembly for the like purpose;" which being read,

*Ordered*, That Mr. Parret and Mr. Walton, or either of them, be a committee, on the part of this house, to join the committee of the House of Assembly for the purpose expressed in the foregoing message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

"The House of Assembly have directed a new warrant to issue, authorizing Deborah Minthorn to draw the amount of her late husband's half-pay, the same being in lieu of a former one, which has been filled with endorsements," and request the concurrence of Council therein; which warrant was read and ordered a second reading.

The bill, intitled, "An act respecting bridges," was read a second time, and the 6th section of the said bill being under consideration, a motion was made by Mr. Clark to amend the said section, so as to read, "That this act shall not extend to or affect the bridge over Cooper's Creek, or any toll-bridge, &c. &c."

On the question, Whether the section be so amended? It was carried in the negative, as follows:

Nays.	Nays.	Yea.
Messrs. Marth,	Lambert,	Mr. Clark.
Walton,	Kitchel,	
DeVroom,	Fithian,	
Parret,	Beardslee.	

The bill being further debated and amended, but not gone through with,  
*Ordered*, That the further consideration of the said bill be postponed.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly request the concurrence of the Council to the following resolution:

"*Resolved*, That the treasurer be directed to cancel and deliver up the bond in the treasury, given by Joseph Halfey, John Hamilton, Daniel Willis and John Willis, to James Mott, treasurer of the state, dated 6th December, 1790, conditioned to deliver into the treasury certain notes, bond and books contained in an inventory deposited in the treasurer's office, agreeably to an act of the

Council and General Assembly, passed the 28th day of November, 1789, relative to the estate of John Willis;" which resolution was read and ordered a second reading.

The house adjourned until ten o'clock on Monday morning.

*Monday, October 29, 1798.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. Marsh,	Mr. Lambert,
Mr. Walton,	Mr. Kitchel,
Mr. DeVroom,	Mr. Fithian,
Mr. Clark,	Mr. Beardlee.
Mr. Parret,	

A letter from Parmenas Corfon, esquire, elected a member of the Council for the county of Cape-May, setting forth that, through the indisposition of his family, he was prevented from attending in this house for the present, was read; whereupon,

*Resolved*, That the reason offered by Mr. Corfon, for his non-attendance, is satisfactory.

The resolution directing the treasurer to cancel and deliver up the bond given by Joseph Halfey and others, was read a second time and the consideration thereof postponed.

The warrant in favor of Deborah Minthorn, authorizing her to receive the half-pay of her late husband, was read a second time;

*Resolved*, That Council do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Parret, from the joint-committee appointed to examine, count and destroy the Loan-Office, Revenue and old State-Money, in the hands of the treasurer, made the following report:

**W**E, the committees of both houses, do hereby certify, that James Mott, treasurer, has delivered to us the sum of seven hundred and sixty-four pounds, sixteen shillings, Loan-Office Money of 1786, agreeably to the above statement, which we have examined, counted and burned.

By order of the committees,

ELISHA WALTON,  
HENRY SOUTHARD.

**W**E, the committees of both houses, do hereby certify, that James Mott, treasurer, has delivered to us the sum of one hundred and eighty-four pounds, ten shillings, Revenue Money of 1783, agreeably to the above statement; which we have examined, counted and burned.

By order of the committees,

ELISHA WALTON,  
HENRY SOUTHARD.

**W**E, the committees of both houses, do hereby certify, that James Mott, treasurer, has delivered to us the sum of one thousand and twenty-six

pounds, six shillings and three-pence, State-Money, of the emission of June 9, 1780, agreeably to the above statement, which we have examined, counted and burned.

By order of the committees,

ELISHA WALTON,  
HENRY SOUTHARD.

Which report was read and approved.

The house adjourned until three o'clock in the afternoon.

The house met.

Council resumed the consideration of the bill, intituled, "An act respecting bridges," and having gone through the same,

*Ordered*, That the said bill be engrossed for a third reading.

Andrew Kirkpatrick, esquire, produced a certificate of his being duly elected a member of this house, from the county of Middlesex, which was read and approved; and he thereupon took and subscribed the oaths required by law before the honourable the Vice-President, and took his seat in Council.

The house adjourned until ten o'clock to-morrow morning.

*Tuesday, October 30, 1798.*

The house met—Present as before, and Mr. Kirkpatrick.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. Vice-President,

The House of Assembly have passed the resolution following, to which they request the concurrence of the Council:

*Resolved*, That William Lloyd, esquire, be requested to pay the monies in his hands, drawn on the order of Valeria Couzens, late Ivins, to the treasurer, and that the said treasurer be directed not to pay any more monies on the warrant of the said Valeria, and that he prosecute the said Charles Couzens for the recovery of all the monies paid on the said warrant since his marriage with the said Valeria;" which resolution was read and ordered a second reading.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. Vice-President,

The House of Assembly are ready to go into a joint-meeting for the purpose of appointing a governor and other officers, and request that Council will appoint the time and place; which being read,

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that this house will be ready to go into joint-meeting on Thursday afternoon, at three o'clock, in the Assembly-Room.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. Vice-President,

The House of Assembly have appointed Messrs. Vancleve, Condict and Campbell a committee on the part of that house for the purpose of enquiring into the necessity of continuing the auditor's office, and request that Council will appoint a committee to join the committee of the House of Assembly, for the like purpose; which being read,

*Ordered*, That Mr. Kitchel and Mr. Marsh, or either of them, be a committee to join the committee of the House of Assembly, for the purpose expressed in the foregoing message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The house adjourned until three o'clock in the afternoon.

The house met.

John Outwater, esquire, produced a certificate of his being elected a member of this house, from the county of Bergen, which was read and approved, and he thereupon took and subscribed the oath required by law before the honourable the Vice-President, and took his seat in Council.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, October 31, 1798.*

The house met—Present as before, and Mr. Outwater.

A letter from John Beatty, esquire, inclosing a schedule or statement of the business done in the register's office for the year preceding, was read and ordered to be filed.

The resolution directing the treasurer to prosecute Charles Couzens for the monies paid on a warrant to Valeria, his wife, late Ivins, since her intermarriage with the said Charles, was read a second time,

*Resolved*, That Council do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

The engrossed bill, intituled, "An act respecting bridges," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Kirkpatrick,	Kitchel,	Messrs. Walton,
DeVroom,	Fithian,	Clark,
Parret,	Vice-President.	Beardslee.
Lambert,		

*Ordered*, That that the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, " An act to revive, extend and continue part of an act, intituled, " An act to authorize persons whose estates have been confiscated, or their legal representatives, to demand and receive all debts or sums of money which are due to this state, in virtue of such confiscations, passed November 28, 1789, so far as to authorize John Perine to recover certain monies, which were by him forfeited to and vested in the state of New-Jersey ;" to which bill they request the concurrence of Council ; which bill was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act to revive, extend and continue part of an act, intituled, "An act to authorize persons whose estates have been confiscated, or their legal representatives, to demand and receive all debts or sums of money which are due to this state, in virtue of such confiscations, passed November 28, 1789, so as to authorize John Perine to recover certain monies, which were by him forfeited to and vested in the state of New-Jersey," was read a second time;

On the question, Shall the bill be read a third time? It was carried unanimously in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is rejected by this house.

The house adjourned until ten o'clock to-morrow morning.

*Thursday, November 1, 1798.*

The house met—Present as before.

Mr. Clark, with leave, presented a bill, intituled, "An act for the relief of insolvent debtors," which was read and ordered a second reading.

Mr. Kirkpatrick, with leave, presented a bill, intituled, "An act concerning promissory notes and inland bills of exchange," which was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The house withdrew to attend a joint-meeting, and after some time the house returned and then

Adjourned until ten o'clock to-morrow morning.

*Friday, November 2, 1798.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed the following resolution, to which they request the concurrence of Council:

*Resolved*, That the register be hereby authorized and directed, as soon as may be, to take such legal measures, as he shall think proper, to recover certain wills, bonds of administration and guardianships, out of the possession of the executors or administrators of Hugh Hughes, esquire, late surrogate of Suffolk county, deceased, and Elijah Hughes, esquire, late surrogate of Cape-May, and of William Livingston, esquire, late surrogate of Essex county, and cause the same to be deposited and registered according to law, and that the said register make report to the Legislature at their next meeting, and lay before them an account of the necessary expense incurred in prosecuting said business;



Which resolution was read and ordered a second reading.

Mr. Ewing also presented, for concurrence, a bill passed by the House of Assembly, intituled, "An act for the relief of Rebecca Williams;" which bill was read and ordered a second reading.

The bill, intituled, "An act for the relief of insolvent debtors," was read a second time, amended and ordered to be engrossed for a third reading.

The bill, intituled, "An act concerning promissory notes and inland bills of exchange," was read a second time, amended and ordered to be engrossed for a third reading.

The house adjourned until ten o'clock to-morrow morning.

*Saturday, November 3, 1798.*

The house met—Present as before.

The resolution authorizing and directing the register to recover certain wills and bonds of administration and guardianship, out of the hands of the executors or administrators of Hugh Hughes, Elijah Hughes and William Livingston, late surrogates, and to cause them to be deposited and registered according to law, &c. was read a second time;

*Resolved*, That this house do concur in the said resolution, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The bill, intituled, "An act for the relief of Rebecca Williams," was read a second time;

On the question, Whether the said bill be read a third time? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is rejected by this house.

The engrossed bill, intituled, "An act for the relief of insolvent debtors," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. DeVroom,
Kirkpatrick,	Lambert,	Beard sec.
Walton,	Kitchel,	
Clark,	Fithian.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The house adjourned until ten o'clock on Monday morning.

*Monday, November 5, 1798.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. Outwater,	Mr. Beardlee,
Mr. Marsh,	Mr. Kitchel,
Mr. Walton,	Mr. Fithian,
Mr. DeVroom,	Mr. Lambert,
Mr. Clark,	Mr. Kirkpatrick.
Mr. Parret,	

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act for the relief of Benjamin Stevenson, executor and legatee of James Stevenson, deceased;" to which bill they request the concurrence of Council; which bill was read and ordered a second reading.

Mr. Kitchel from the joint-committee appointed to enquire into the necessity of continuing the auditor's office, reported,

**T**HAT they have examined into the business to them committed, and find,  
 1st. That there are a few accounts of agents of forfeited estates unsettled.  
 2d. That by a law, passed December 20, 1781, the clerks of the several counties are directed to transmit to the auditor abstracts of the fines and amercements, &c. of the courts of their respective counties. 3d. And by the same law, the receipts of monies paid into the treasury should be registered in that office; and 4th, by a law passed the 15th February, 1798, the auditor is directed to countersign the orders drawn on the treasurer for the payment of money to the inspectors of the state-prison. As to the first particular, those few accounts that remain unsettled, the delay seems to have been occasioned by the difficulty of collecting the monies arising from sales by the agents, and those accounts are of long standing, as appears by the auditor not having reported any settlement for a number of years past. As to the second particular, your committee are of opinion, that those abstracts ought to be made to the treasurer, instead of the auditor. As to the third, the committee think receipts may be as properly registered by the secretary in his office. As to the 4th particular, your committee are of opinion, that the clause of the law, directing the auditor to countersign those orders, ought to be repealed.

On the whole, it is the opinion of your committee, that it is not necessary, at present, to continue the auditor's office in the manner it is now kept; but that a law ought to be passed to alter those laws above referred to, and to direct the books and papers, now in that office belonging to the state, to be deposited in the secretary's office for the more safe-keeping the same, and authorizing the secretary to do those duties of the auditor's office, that will then remain necessary to be done.

By order of the committee,

ABRAHAM KITCHEL,  
 BENJAMIN VANCELEVE.

Which report was read and ordered a second reading.

The foregoing report being again read and considered,

*Resolved*, That this house do approve thereof.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intitled, "An act for the relief of Benjamin Stevenson, executor and legatee of James Stevenson, deceased," was read a second time ;

On the question, Shall the bill be read a third time ? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is rejected by this house.

The engrossed bill, intitled, "An act concerning promissory notes and inland bills of exchange," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Marsh,
Kirkpatrick,	Lambert,	Walton,
DeVroom,	Kitchel,	Beardslee.
Clark,	Fithian.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed two bills ; the one intitled, "An act authorizing William Paterfson to draw from the treasury of this state a sum of money therein mentioned ;" and another, intitled, "An act for the safe-keeping of the books and papers of the auditor's office ;" to which bills they request the concurrence of Council ; which bills were severally read and ordered a second reading.

Mr. Ewing also brought to this house the bond executed by James Mott, esquire, and his sureties, for the faithful discharge of his office as treasurer of the state ;" which being read ;

*Resolved*, That this house do approve thereof.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Ewing also acquainted Council, that the bill, intitled, "An act for the relief of insolvent debtors," was rejected by the House of Assembly.

The house adjourned until ten o'clock to-morrow morning.

*Tuesday, November 6, 1798.*

The house met—Present as before.

The bill, intitled, "An act for the safe-keeping of the books and papers of the auditor's office," was read a second time and ordered a third reading.

The bill, intitled, "An act authorizing William Paterfson to draw from the treasury of this state a sum of money therein mentioned," was read a second time and ordered a third reading.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed two bills ; the one, intituled, "An act authorizing the governor of this state to purchase field artillery," and another, intituled, "An act for the support of the government of the state of New-Jersey;" to which bills they request the concurrence of Council ; which bills were severally read and ordered a second reading.

Mr. Ewing also informed Council, that the House of Assembly had passed the bill, intituled, "An act respecting bridges," without amendment.

Mr. Marsh, from the joint committee appointed to inquire into the state of the penitentiary house and to settle the accounts of Jonathan Doan, made the following report :

**T**HAT they have examined the said building : The keeper's house consisting of four rooms on a floor, besides the hall, cellar and piazza. The rooms on the first floor are finished and convenient for the purposes intended ; two of which are designed for the keeper, the other two for the inspectors and clerks. The upper rooms are not finished. The cellar, or ground story, is divided into a kitchen or cooking-room, a baking-room, a dining-room that will admit of about sixty persons dining at once, and two store-rooms, all very convenient.

The left wing of the said building, intended for the confinement and employment of male prisoners, is completed, or nearly so ; the ground story of which is divided into a long hall, a washing-room, a work-shop and pump-room containing the well of water. The second or middle story is divided into two work-shops or rooms, an infirmary, a long hall and a temporary cell, all secured with iron doors, with bars and locks, and arched over head. The third or upper story is divided into two lodging-rooms of confinement, which will contain about fifteen persons each, a lodging-room for the under-keepers, two halls and a temporary cell, all secured with iron grated doors, bars and locks, also arched over head.

The right wing, designed for the confinement and employment of females, is not yet finished ; the walls of which are nearly up ; the cellar or ground story of which is divided into a cellar, a washing-room and one other working-room ; a hall and stair-case. The third or upper story is divided into two lodging rooms of confinement, a hall and stair case ; the yard is inclosed with a stone wall agreeably to the directions of the law, with a partition wall of the same height, dividing the apartment designed for the males from that of the females ; there is, besides the well above-mentioned, two other wells of water, one for the use of the female prisoners, the other near the place where permanent cells are to be built.

The whole of the work, as far as your committee could judge, appears to be well done, and the regulations established by the board of directors, appear to be judicious and well calculated to promote the intentions of the institution, and the methods made use of by the keeper of the house, as to the treatment of the prisoners, keeping their accounts, diet, &c. meets the approbation of your committee ; but the said prisoners are not yet employed at any manufacturing business, owing, as it is said, to the prevalence of the sickness in Philadelphia, which has prevented procuring proper materials.

And your committee further report, That we have examined the accounts of Jonathan Doan, and find the said Jonathan Doan has drawn from the treasury the sum of £4852 0 3, and received, for sundry refuse materials sold

£5 10 8½, making £4857 10 11½, and that he has expended the sum of £5244 5 8, including the sum of £494 4 2, reported to be due him on the 4th day of November last, and that a balance is now due to him of £386 14 8½ and a further sum of £195 13 1 for 250 days attendance, superintending the work and expenses.

And your committee further report, That the said Jonathan Doan has made several contracts for materials not yet paid for, which, with his estimate for finishing the said building, will amount to about £1400 more, which is stated as follows, viz.

State-Prison,

To Jonathan Doan, Dr.

To balance due him reported last year,	£494 4 2
To amount of his account, per vouchers, examined from No. 1 to 95,	4750 1 6

£5244 5 8

Credit—By cash drawn out of the Treasury, £4852 0 3	}	4857 10 11½
By refuse sold at vendue, 5 10 8½		

£386 14 8½

Jonathan Doan's expense, 250 days as superintending the said prison, at 14s.	£175 0 0	}	195 13 1½
Expense of procuring materials,	20 13 1½		

£582 7 10  
1400 0 0

Estimated expenses yet wanted,

£1982 7 10

By order of the committee,

DANIEL MARSH,  
SILAS CONDUCT.

November 5, 1798.

Which report was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act for the support of the government of the state of New-Jersey," was read a second time and ordered a third reading.

The bill, intituled, "An act authorizing the governor of this state to purchase field artillery," was read a second time and after some time spent thereon,

*Ordered*, That the further consideration of the said bill be postponed.

The bill, intituled, "An act authorizing William Paterfon, esquire, to draw from the treasury of this state a sum of money therein mentioned," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative unanimously.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act for the safe-keeping of the books and papers of the auditor's office," was read the third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative unanimously.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by Council without amendment.

The report of the joint-committee appointed to enquire into the state of the penitentiary house, and to settle the accounts of Jonathan Doan, was read a second time ; whereupon,

*Resolved*, That this house do approve thereof.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, November 7, 1798.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed two bills ; the one intitled, "An act for the relief of Benjamin Guild, and the executors of Samuel Kelly, deceased, and another, intitled, "An act to appropriate a further sum of money for completing the state-prison ;" to which bills they request the concurrence of Council ; which bills were severally read and ordered a second reading.

The bill, intitled, "An act for the support of the government of the state of New-Jersey," was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nay.
Messrs. Outwater,	Clark,	Mr. Lambert.
Marsh,	Parret,	
Kirkpatrick,	Kitchel,	
Walton,	Fithian,	
DeVroom,	Beardslee.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

Council resumed the consideration of the bill, intitled, "An act authorizing the governor of this state to purchase field artillery," and after debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed until the next sitting.

*Resolved*, That the governor of this state be requested to make report to the Legislature, at their next sitting, how many companies of artillery in the militia of this state are actually enrolled, and to what regiments, brigades and divisions the same belong ; how many of the said companies are already supplied with proper pieces, of what kinds and by whom the same were procured ; how many pieces are still necessary to be purchased for the said companies, of what kinds, descriptions and sizes ; and also to enquire and make report where

and at what prices the same may be procured, together with their carriages and other apparatus necessary for actual service.

*Ordered*, That the secretary do carry the said resolution to the House of Assembly and request their concurrence therein.

Mr. DeVroom, from the joint-committee appointed to settle the treasurer's accounts, reported, that the said committee had met and stated the accounts of the treasurer, which he was ready to report when the house would be pleased to receive the same.

*Ordered*, That the said report be made immediately ; whereupon,

Mr. DeVroom exhibited the accounts of the treasurer, settled by the said committee, with the several certificates there-under written ; which were read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed two bills ; the one intitled, " An act for the further division of the township of Roxbury, and altering the line of the township of Washington in the county of Morris," and another, intitled, " An act for defraying sundry incidental charges ;" to which bills they request the concurrence of the Council ; which bills were severally read and ordered a second reading.

Mr. Ewing also informed the Council, that the resolution of this house, requesting the governor to make enquiry and report on the state of the several artillery companies in the militia of this state," &c. was concurred in by the House of Assembly.

A petition from Isaac Woolley, setting forth, that at a late court in the county of Morris, he had been indicted and convicted of an assault upon the person of Abraham Shipman, for which he was sentenced, by the court, to pay a fine of fifty dollars, and praying, for reasons therein set forth, that the said fine may be remitted, was read ; whereupon,

*Ordered*, That the said petition be dismissed.

The report of the committee on the treasurer's accounts was read a second time ;

*Resolved*, That this house do approve thereof.

The bill, intitled, " An act for the relief of Benjamin Guild, and the executors of Samuel Kelly, deceased," was read a second time ;

*Ordered*, That the further consideration of the said bill be postponed until the next sitting of the Legislature.

The bill, intitled, " An act for defraying sundry incidental charges," was read a second time and ordered a third reading.

The bill, intitled, " An act to appropriate a further sum of money for completing the state-prison," was read a second time and ordered a third reading.

The bill, intitled, " An act for the further division of the township of Roxbury, and altering the line of the township of Washington in the county of Morris," was read a second time ;

*Ordered*, That the further consideration of the said bill be postponed until the next sitting of the Legislature.

The bill, intituled, "An act for defraying sundry incidental charges," was read a third time ;

On the question, Whether the said bill do pass ? It was carried unanimously in the affirmative.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act to appropriate a further sum of money for completing the state-prison," was read a third time ;

On the question, Whether the said bill do pass ? It was carried unanimously in the affirmative.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until eight o'clock to-morrow morning.

*Thursday, November 8, 1798.*

The house met—Present as before.

The honourable William Coxe, jun. esquire, speaker of the House of Assembly, came into Council and acquainted the vice-president that the House of Assembly, having gone through the business proposed to be done at this sitting, had adjourned until the third Wednesday in January next.

Whereupon Council adjourned until the same day.



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# JOURNAL

OF THE

## PROCEEDINGS

OF THE

## LEGISLATIVE-COUNCIL

OF THE

### STATE OF NEW-JERSEY.

BEING THE SECOND SITTING OF THE TWENTY-THIRD SESSION.

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*TRENTON, Wednesday, January 16, 1799.*

The house met pursuant to adjournment—Present,

HIS EXCELLENCY THE GOVERNOR,

Mr. ANDERSON, *v. p.*

Mr. CLARK,

Mr. OUTWATER,

Mr. LAMBERT,

Mr. MARSH,

Mr. KITCHEL,

Mr. KIRKPATRICK,

Mr. BEARDSLEE.

Mr. WALTON,

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have this day formed a quorum and proceeded to business.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that a quorum of the Council have this day met and proceeded to business.

The house went into a court of error, and after some time the house returned, and then

Adjourned until ten o'clock to-morrow morning.

*Thursday, January 17, 1799.*

The house met—Present as before, and Mr. DeVroom, Mr. Parret and Mr. Fithian.

The house went into a court of error and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. President,

The House of Assembly have appointed Messrs. Lloyd, Sinnickson and Morgan a committee, on the part of that house, to join a committee of the Council, for the purpose of making a distribution of the bills, compiled and reported by judge Paterson, between the respective houses, and request that Council will appoint a committee for the like purpose; whereupon,

*Ordered,* That Mr. Kitchel and Mr. Marsh, or either of them, be a committee on the part of this house for the purpose expressed in the above message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Ewing also informed Council, that the bill sent down from this house at the last sitting for concurrence, intituled, "An act concerning promissory notes and inland bills of exchange," was rejected by the House of Assembly.

The house went into a court of error, and after some time the house returned and then

Adjourned until ten o'clock to-morrow morning.

*Friday, January 18, 1799.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. President,

The House of Assembly have appointed Messrs. Morgan, Campbell and Harison a committee, on the part of that house, to join a committee of the Council, for the purpose of draughting and reporting a respectful address to the President of the United States; whereupon,

*Ordered,* That Mr. Anderson and Mr. Kirkpatrick, or either of them, be a committee to join the committee of the House of Assembly for the purpose expressed in the above message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The house went into a court of error, and after some time the house returned, and then

Adjourned until ten o'clock to-morrow morning.

*Saturday, January 19, 1799.*

The house met—Present as before.

Parmenas Corson, esquire, produced a certificate of his being duly elected a member of this house for the county of Cape-May, which was read and approved, and he thereupon took and subscribed the oaths required by law before the president, and took his seat in Council.

Mr. Kitchel, from the joint-committee appointed to examine and report which of the bills prepared by Judge Paterfon should be originated in the Council and House of Assembly respectively, reported,

That the following bills should originate in Council, viz.

1. A bill, intituled, "An act relative to dower."
2. A bill, intituled, "An act to facilitate pleadings."
3. A bill, intituled, "An act to regulate in certain cases the issuing of certiorari to the courts of general quarter sessions and justices of the peace."

4. A bill, intituled, "An act relative to guardians."

5. A bill, intituled, "An act respecting writs of error."

6. A bill, intituled, "An act for the limitation of actions,"

And that the remainder of the said bills be originated in the House of Assembly, viz.

1. A bill, intituled, "An act concerning ferries."

2. A bill, intituled, "An act prescribing certain oaths."

3. A bill, intituled, "An act to describe, apprehend and punish disorderly persons."

4. A bill, intituled, "An act for the relief of persons who are scrupulous of taking an oath in the usual form."

5. A bill, intituled, "An act to issue commissions for the examination of witnesses and to take their deposition in certain cases."

6. A bill, intituled, "An act relative to posthumous children."

7. A bill, intituled, "An act making lands liable to be sold for the payment of debts."

8. A bill, intituled, "An act respecting work-houses."

9. A bill, intituled, "An act relative to suits instituted by common informers."

10. A bill, intituled, "An act to assist poor persons in the prosecution of their suits."

11. A bill, intituled, "An act concerning notaries public."

12. A bill, intituled, "An act respecting the office of treasurer."

13. A bill, intituled, "An act to fix the standard of weights and measures."

14. A bill, intituled, "An act to ascertain the times and place of holding courts of appeal."

By order of the committee,

ABRAHAM KITCHEL,  
WILLIAM LLOYD,  
JOHN SINNICKSON,  
JAMES MORGAN.

Which report being read,

*Resolved*, That this house do approve of the said report.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The house went into a court of error, and after some time the house returned, and then

Adjourned until Monday morning ten o'clock.

*Monday, January 21, 1799.*

The house met—Present,

HIS EXCELLENCY THE GOVERNOR,

Mr. Anderfon, vice-president.

Mr. Outwater,	Mr. Parret,
Mr. Marsh,	Mr. Corson,
Mr. Kirkpatrick,	Mr. Lambert,
Mr. Walton,	Mr. Kitchel,
Mr. DeVroom,	Mr. Fithian,
Mr. Clark,	Mr. Beardlee.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have appointed Messrs. Budd, Shinn and Runkle a committee, on the part of that house, to join a committee of the Council for the purpose of examining and settling the accounts of Moore Furman, esquire, appointed to inclose the state-house lot, and request that Council will appoint a committee for the like purpose; whereupon,

*Ordered*, That Mr. DeVroom and Mr. Lambert, or either of them, be a committee, on the part of this house, to join the committee of the House of Assembly, for the purpose expressed in the above message, and that the secretaries do wait on the House of Assembly and acquaint them therewith.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act to regulate fences;" to which bill they request the concurrence of Council; which bill was read and ordered a second reading.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The house went into a court of error, and after some time the house returned, and then

Adjourned until ten o'clock to-morrow morning.

*Tuesday, January 22, 1799.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have resolved that a warrant of half-pay in favor of Ann Barber, widow of the late Col. Barber, be issued in lieu of one heretofore given, upon which it appears the sum of £2,587 9 0 has been paid and is now filled with indorsements by the treasurer, and request the concurrence of Council therein; which was read and ordered a second reading.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act regulating fences," was read a second time, and the same having been considered by sections,

*Ordered*, That the said bill be read a third time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act to alter the act for revising and digesting the laws of this state," and another bill, intituled, "An act relative to posthumous children;" to which bills they request the concurrence of Council; which bills were severally read and ordered a second reading.

The bill, intituled, "An act to facilitate pleadings," was read the first time and ordered a second reading.

The bill, intituled, "An act for the limitation of actions," was read the first time and ordered a second reading.

Mr. Walton obtained leave of absence until Friday next, on special business.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, January 23, 1799.*

The house met—Present as before, except Mr. Walton.

The warrant in favor of Ann Barber, widow of the late Col. Barber, was read a second time; whereupon,

*Resolved*, That this house do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

The resolution directing the treasurer to cancel and deliver up the bond given by Joseph Halfey and others, the consideration of which was postponed on the 29th of October, in the last sitting, was resumed by Council; whereupon,

*Resolved*, That this house do approve thereof, and that the secretary do wait on the House of Assembly and acquaint them therewith.

A petition from a number of the inhabitants of Bergen county, proprietors of the meadow lying between Secaucus and Bergen woods, setting forth, that by a voluntary subscription they have erected banks, dams and other water-works across the meadow and creek, from the fast land of the Island of Secaucus, to the fast land of Bergen woods, for the purpose of keeping the tide from overflowing the said meadow, and praying that a law may pass, making it compulsory on the said proprietors to keep up and maintain the said banks, dams and other water-works hereafter, was read and ordered a second reading.

The bill, intitled, "An act regulating fences," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act to alter the act for revising and digesting the laws of this state," was read a second time and ordered a third reading.

The bill, intitled, "An act relative to posthumous children," was read a second time and ordered a third reading.

The bill, intitled, "An act to facilitate pleadings," was read a second time and ordered to be engrossed for a third reading.

The bill, intitled, "An act for the limitation of actions," was read a second time, and the same being read by sections and debated, but not gone through with,

*Ordered,* That the further consideration of the said bill be postponed.

The bill, intitled, "An act to regulate in certain cases the issuing of certiorari to the courts of general quarter sessions and justices of the peace," was read the first time and ordered a second reading.

The bill, intitled, "An act respecting writs of error," was read the first time and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intitled, "An act relative to guardians," was read the first time and ordered a second reading.

The bill, intitled, "An act relative to dower," was read the first time and ordered a second reading.

Council resumed the consideration of the bill, intitled, "An act for the relief of Benjamin Guild, and the executors of Samuel Kelly, deceased," and having gone through and debated the same,

*Ordered,* That the said bill be read a third time.

Council resumed the consideration of the bill, intitled, "An act for the limitation of actions," and having gone through and amended the same,

*Ordered,* That the said bill be engrossed for a third reading.

The house adjourned until ten o'clock to-morrow morning.

*Thursday, January 24, 1799.*

The house met—Present as before.

The bill, intitled, “An act to alter the act for revising and digesting the laws of this state,” was read the third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, “An act relative to posthumous children,” was read the third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The engrossed bill, intitled, “An act to facilitate pleadings,” was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intitled, “An act to regulate, in certain cases, the issuing of writs of certiorari to the courts of general quarter sessions and justices of the peace,” was read a second time and ordered to be engrossed for a third reading.

The bill, intitled, “An act relative to guardians,” was read a second time, and the same having been considered by sections, and agreed to, was ordered to be engrossed for a third reading.

The bill, intitled, “An act respecting writs of error,” was read a second time and ordered to be engrossed for a third reading.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intitled, “An act to assist poor persons in the prosecution of their suits;” and a bill, intitled, “An act respecting the office of treasurer,” to which bills they request the concurrence of Council; which bills respectively were read and ordered a second reading.

The bill, intitled, “An act relative to dower,” was read a second time and ordered to be engrossed for a third reading.

The house adjourned until ten o'clock to-morrow morning.

*Friday, January 25, 1799.*

The house met—Present as before, except Mr. Kitchel, who is detained by indisposition.

The bill, intitled, “An act to assist poor persons in the prosecution of their suits,” was read a second time and ordered a third reading.

The bill, intitled, "An act respecting the office of treasurer," was read a second time and ordered a third reading.

The house adjourned until three o'clock in the afternoon.

The house met—Present as in the morning, except his excellency the governor.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed three bills; the one, intitled, "An act concerning promissory notes and inland bills of exchange, and notaries public;" second, intitled, "An act to ascertain the times and places of holding the court of appeals," and a third, intitled, "An act concerning ferries;" to which bills they request the concurrence of Council; which bills severally were read and ordered a second reading.

The engrossed bill, intitled, "An act respecting writs of error," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intitled, "An act relative to guardians," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

A number of petitions from persons confined in the several gaols of this state, praying that a law may pass to liberate them from their confinement, were read; whereupon,

*Ordered*, That the said petitions be referred to Mr. DeVroom and Mr. Marsh, to consider and report thereon by bill or otherwise.

The house adjourned until ten o'clock on Monday morning.

*Monday, January 28, 1799.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. Outwater,	Mr. Corson,
Mr. Marsh,	Mr. Lambert,
Mr. Walton,	Mr. Kitchel,
Mr. DeVroom,	Mr. Fithian,
Mr. Clark,	Mr. Beardlee.
Mr. Parret,	



A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have appointed Messrs. Stillwell, Blanch, Clark, Morgan, VanDuyn, Stockton, Wilkins, Keasby, Towfend, Hankinson, Voorheese, Runkle and Sheppard, a committee, on the part of that house, to join a committee of Council, for the purpose of examining and reporting the situation of the penitentiary house, and what further provision may be necessary respecting the same, and request that Council will appoint a committee to join the committee of the House of Assembly for the like purpose ; whereupon,

*Ordered*, That Mr. Outwater, Mr. Walton and Mr. Beardlee, or either of them, be a committee for the purpose expressed in the above message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The engrossed bill, intituled, " An act to regulate, in certain cases, the issuing of writs of certiorari to the courts of general quarter sessions and justices of the peace," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intituled, " An act relative to dower," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intituled, " An act for the limitation of actions," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

His excellency the governor came into Council.

A petition from Pontius D. Stelle, setting forth, " that having been unfortunate in trade he had failed, and had made an assignment of all his property to his creditors generally, but that some of his creditors not acceding to such assignment, had imprisoned his person in the gaol of this city, and praying for legislative aid to discharge him from his confinement," was read and referred to the committee appointed on Friday to report on the subject of a bill of insolvency.

A petition from sundry inhabitants of the county of Essex, praying, for certain reasons therein set forth, that the application of Jacob Winans for the benefit of an insolvent act may not be granted, was read and referred to the same committee.

The bill, intituled, " An act concerning fences," was read a second time and after some debate had thereon,

*Ordered*, That the bill be committed to Mr. Marsh and Mr. Parret, to consider and report thereon.

The bill, intituled, "An act to assist poor persons in the prosecution of their suits," was read the third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nay.
Messrs. Outwater,	Corson,	Mr. Clark.
Marsh,	Lambert,	
DeVroom,	Kitchel,	
Anderfon,	Fithian,	
Parret,	Beardslee.	

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act to ascertain the time and place of holding the court of appeals," was read a second time and ordered a third reading.

Council resumed the consideration of the bill postponed from last sitting, intituled, "An act for the further division of the township of Roxbury, and altering the line of the township of Washington in the county of Morris," and having gone through the same,

*Ordered*, That the said bill be read a third time.

The house adjourned until ten o'clock to-morrow morning.

*Tuesday, January 29, 1799.*

The house met—Present as before, and Mr. Kirkpatrick.

The bill, intituled, "An act for the relief of Benjamin Guild, and the executors of Samuel Kelly, deceased," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Corson,	Messrs. Kirkpatrick,
Marsh,	Lambert,	Walton,
Clark,	Kitchel,	DeVroom,
Parret,	Fithian.	Beardslee.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act for the further division of the township of Roxbury, and altering the line of the township of Washington, in the county of Morris," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act to ascertain the time and place of holding the court of appeals," was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act concerning promissory notes and inland bills of exchange, and notaries public," was read a second time and ordered a third reading.

Mr. Marsh, from the committee to whom the bill, intitled, "An act concerning fences," was committed, reported the same with sundry amendments ; which amendments were read and ordered a second reading with the bill.

The bill, intitled, "An act concerning fences," with the amendments made thereto by the committee, was read a second time, and the bill being further amended and gone through with.

*Ordered*, That the bill be read a third time as amended.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, January 30, 1799.*

The house met—Present as before.

The bill, intitled, "An act concerning promissory notes, inland bills of exchange and notaries public," was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows :

Yeas.		Yeas.		Nays.	
Messrs.	Outwater,	Fithian,	Messrs.	Marsh,	
	Kirkpatrick,	Vice-President.		Walton,	
	DeVroom,			Clark,	
	Parret,			Corson,	
	Kitchel,			Lambert,	
				Beardslee.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act concerning fences," with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass? It was carried in the affirmative, as follows :

Yeas.		Yeas.		Nays.	
Messrs.	Outwater,	Parret,	Messrs.	Marsh,	
	Kirkpatrick,	Corson,		Lambert,	
	DeVroom,	Fithian,		Kitchel.	
	Walton,	Beardslee.			
	Clark,				

*Ordered*, That the vice-president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

A petition from a number of the inhabitants of the city of New-Brunswick, praying, for certain reasons therein set forth; that James Voorhees may not have the benefit of an act of insolvency, was read ; whereupon,

*Ordered*, That the same be referred to the committee appointed to consider and report on the several applications from insolvent debtors, and that Mr. Kirkpatrick be added to the said committee.

The house adjourned until three o'clock in the afternoon.

The house met,

And adjourned until ten o'clock to-morrow morning.

*Thursday, January 31, 1799.*

The house met—Present as before, and his excellency the governor.

The house adjourned until ten o'clock to-morrow morning.

*Friday, February 1, 1799.*

The house met—Present as before, except his excellency the governor.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act relative to suits instituted by common informers;" a bill, intituled, "An act relative to indictments;" a bill, intituled, "An act respecting bail and civil actions," and a bill, intituled, "An act prescribing certain oaths;" to which bills, respectively, they request the concurrence of the Council; which bills were severally read and ordered a second reading.

Mr. Ewing also informed Council, that the House of Assembly had passed the bill, intituled, "An act relative to dower," without amendment; and that Mr. Lippencott, on the part of the House of Assembly, was appointed in the place of Mr. Campbell, on the joint committee, to draught a respectful address to the president of the United States.

Mr. Ewing also presented to this house for concurrence the following resolutions :

His excellency the governor having communicated to this house, a resolution of the legislature of the commonwealth of Massachusetts, passed June 28, 1798, recommending the adoption of measures to obtain an amendment to the constitution of the United States, which shall exclude foreign influence from her councils, and to co-operate with the said commonwealth in the attainment of an object so important to our national independence,

*Resolved*, That the senators and representatives of this state, in the Congress of the United States be, and they hereby are requested to use their best en-

deavours that Congress propose to the legislatures of the several states the following amendment to the constitution of the United States, viz : That in addition to the other qualifications prescribed by the said constitution, no person shall be eligible as president or vice-president of the United States, nor shall any person be a senator or representative in the Congress of the United States, except a natural born citizen, or unless he shall have been resident in the United States at the time of the declaration of independence, and shall have continued to reside within the same, or to be employed in its service from that period to the time of his election ; and in case the senators and representatives of this state in Congress shall find that the aforesaid amendment is not conformable to the sentiments of a constitutional majority of the national legislature, they are hereby requested so to modify the same as to meet the sentiments of such majority ; provided, however, that any amendment which may be agreed upon, shall exclude from a seat in either branch of Congress any person who shall not have been naturalized at the time of making this amendment, and have been a citizen of the United States fourteen years at least at the time of such election.

*Resolved*, That his excellency the governor be requested to communicate the foregoing resolution to the supreme executives of the several states, and also to transmit the same to the senators and representatives of this state in Congress ; which resolutions were read and ordered a second reading.

Mr. Ewing also presented to this house for concurrence the following resolutions :

*House of Assembly, January 30, 1799.*

The committee to whom was referred the treasurer's letter, report the following resolutions :

*Resolved*, That the treasurer be authorized and directed to deliver the following bonds and mortgages to the persons who gave them, or to their lawful representatives, when applied for at his office : A bond from John Vanderveer and Tunis Vanderveer to William Walton, dated June 8, 1769, conditioned for the payment of £1117 1 8, Jersey light-money, and a mortgage of the same date, from John Vanderveer to William Walton, given to secure the payment of said bond ; also a bond from William Taylor, John Taylor and John Rattoon to James Mott, treasurer, for the use of the state, dated March 1, 1795, in the penal sum of five hundred pounds, as security for William Taylor's faithful performance, agreeably to a law passed November 28, 1789, and the supplement thereto, passed November 26, 1792 ; also two bonds given by Robert Stockton and Thomas McDowell, commissioners for repairing the road at Rocky-Hill, to his excellency Governor Howell, in the penalty of four hundred pounds each, agreeably to laws passed February 21, 1794, and March 13, 1795, the first bond dated May 1, 1794, and the second dated April 29, 1795, and a bond given by Daniel Van Riper and Nathaniel Camp, commissioners of the road in Bergen county, between the new bridge over Hackensack and Horsemus, for six hundred pounds, dated March 30, 1795, for the performance of their duty, agreeably to laws passed February 21, 1794, and March 5, 1795 ; also three bonds given by Jonathan Doan, Moore Furman and Peter Hunt, to James Mott, treasurer, for the use of the state, the first bond dated March 6, 1797, the second bond dated November 14, 1797, third bond dated March 31, 1798, conditioned for the true and faithful performance of Jonathan Doan, as agent for erecting and completing the state prison,

agreeably to laws passed March 1, 1797, November 10, 1797, and February 22, 1798.

*Resolved*, That the treasurer be authorized and directed to settle with, and receive from Jacob Covenhoven, the balance due from him on a note he gave to William Taylor for sixty pounds, dated February 22, 1777, after deducting therefrom the price of the mare mentioned in said note, and to deliver said note to said Jacob Covenhoven, or to his order.

By order of the committee,

BENJAMIN VANCELEVE.

Which report was read and the resolutions therein agreed to.

*Ordered*, That the clerk do carry the said resolutions to the Council for concurrence.

By order of the house,

MASKELL EWING, *Clerk*.

Which resolutions were read and ordered a second reading.

His excellency the governor came into the Council.

A bill compiled by William Paterson, Esq. and intituled, "An act to regulate the practice of the courts of law," was read the first time and ordered a second reading.

The petition from a number of the inhabitants of Bergen county, presented and read on the 23d January, was read a second time, and the further consideration thereof postponed.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed the bill, intituled, "An act respecting writs of error;" the bill, intituled, "An act relative to guardians," and the bill, intituled, "An act to facilitate pleadings," without amendment.

The bill, intituled, "An act prescribing certain oaths," was read a second time and the further consideration thereof postponed.

The bill, intituled, "An act relative to suits instituted by common informers," was read a second time, and the same having been gone through and considered by sections,

*Ordered*, That the said bill be read a third time.

The bill, intituled, "An act relative to indictments," was read a second time, and the same having been gone through and considered by sections,

*Ordered*, That the said bill be read a third time.

The bill, intituled, "An act respecting bail in civil actions," was read a second time, and the same having been gone through and considered by sections,

*Ordered*, That the said bill be read a third time.

Council resumed the consideration of the resolutions from the House of Assembly respecting the delivery of certain bonds, in the hands of the treasurer, to the persons who gave them, or to their lawful representatives, when, after some debate had thereon,

*Ordered*, That the same be committed to Mr. Marsh and Mr. Outwater, to consider and report thereon.

Council resumed the consideration of the petition from certain inhabitants of the county of Bergen, relative to the erecting of banks, dams and other water-works, from the fast land of the island of Secaucus, to the fast land of Bergen woods ; whereupon, on motion of Mr. Outwater, leave was given to withdraw the said petition and to present a bill to repeal a part of the first section of the act, intituled, " An act to enable the owners of the tide swamps and marshes to improve the same, and the owners of meadows already banked in, and held by different persons, to keep the same in good repair."

The house adjourned until ten o'clock to-morrow morning.

*Saturday, February 2, 1799.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly request the concurrence of the Council to the following resolution :

*Resolved*, That the treasurer of this state be, and he is hereby directed, in his own name, as treasurer of this state, to vest in the funds of the United States, agreeably to an act passed by the Congress of the United States, the ninth day of July, 1798, limiting the time within which claims against the United States for credits on the books of the treasury may be presented for allowance, 37 notes deposited in his office by John Blair and John Peck, amounting to seven hundred and sixty-four dollars and twenty-nine ninetieths, and transfer the same from the books of the treasury of the United States, to the books of James Ewing, esq. commissioner of loans in this state ; which resolution was read and ordered a second reading.

The resolutions recommending an adoption of certain measures to obtain an amendment to the Constitution of the United States, which shall exclude foreign influence from her councils, was read a second time, and after debate had thereon—

On the question, To agree to the above resolution ? It was carried in the negative, as follows :

Nays.	Nays.	Yeas.
Messrs. Marsh,	Corson,	Messrs. Outwater,
Kirkpatrick,	Lambert,	Clark.
Walton,	Kitchel,	
DeVroom,	Fithian,	
Parret,	Beardslee.	

*Resolved*, That this house do not concur in the said resolution, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The bill, intituled, " An act relative to suits instituted by common informers," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act respecting bail in civil actions," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered,* That the vice-president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act relative to indictments," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered,* That the vice-president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until ten o'clock on Monday morning.

*Monday, February 4, 1799.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. Outwater,	Mr. Corson,
Mr. Marsh,	Mr. Lambert,
Mr. Kirkpatrick,	Mr. Kitchel,
Mr. Walton,	Mr. Fithian,
Mr. Clark,	Mr. Beardslee.
Mr. Parret,	

The bill, intituled, "An act to regulate the practice of the courts of law," was read a second time, and the same being again read and debated by sections, and in part gone through and amended,

*Ordered,* That the further consideration of the said bill be postponed.

The house adjourned until three o'clock in the afternoon.

The house met,

Council resumed the consideration of the bill, intituled, "An act to regulate the practice of the courts of law," and having gone through the same by sections, and further debated and amended the same,

*Ordered,* That the said bill be engrossed for a third reading.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act to issue commissions for the examination of witnesses, and to take their depositions in certain cases;" to which bill they request the concurrence of Council; which bill was read and ordered a second reading.

The house adjourned until ten o'clock to-morrow morning.



*Tuesday, February 5, 1799.*

The house met—Present as before.

Mr. DeVroom from the joint-committee appointed to examine and settle the accounts of Moore Furman, commissioner for enclosing the state-house lot, made the following report :

**T**HAT they have examined the vouchers of the said Moore Furman, from No. 1 to 64, inclusive, and the account accompanying the same, and find a balance due to the said Moore Furman, (including his commissions of five per cent. amounting to £35 19 9, and deducting £375, which he acknowledges to have received of the treasurer) of £380 14 8.

That the sum necessary to complete the intention of the Legislature, in his appointment, according to his estimate, will be 735 dols. 66cts. and that a further sum of 410 dols. will be necessary for paving round the state-house with brick, and for sand and gravel to raise the ground, and stone to secure the brick.

By order of the committee,

PETER DEVROOM,  
JOSEPH BUDD,"

The bill, intituled, "An act to issue commissions for the examination of witnesses, and to take their depositions in certain cases," was read a second time, and the same being again read and considered by sections and amended,

*Ordered*, That the said bill be read a third time with the amendments.

Mr. Outwater, agreeably to leave given on the 1st instant, presented a bill, intituled, "An act to repeal part of a certain act for the purposes therein mentioned," which was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met, present as in the morning, and Mr. DeVroom.

Mr. Kirkpatrick, with leave, presented a bill, intituled, "An act supplementary to the act concerning the supreme and circuit courts," which was read and ordered a second reading.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, February 6, 1799.*

The house met—Present as before.

Mr. DeVroom, from the committee to whom was referred sundry petitions of persons confined for debt, reported a bill, intituled, "An act for the relief of insolvent debtors," which was read and ordered a second reading.

The bill, intituled, "An act to issue commissions for the examination of witnesses, and to take their depositions in certain cases," with the amendments made thereto, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly and request their concurrence in the said amendments.

The bill, intitled, "An act to repeal part of a certain act for the purposes therein mentioned," was read a second time, and the same having been again read by sections, and the title amended so as to read, "An act to suspend part of a certain act therein mentioned, so far as the same relates to a certain act of tide swamps and meadows in the county of Bergen,"

*Ordered*, That the said bill be engrossed for a third reading.

The bill, intitled, "An act supplementary to the act concerning the supreme and circuit courts," was read a second time and ordered to be engrossed for a third reading.

The bill, intitled, "An act for the relief of insolvent debtors," was read a second time and ordered to be engrossed for a third reading.

The resolution directing the treasurer to vest in the funds of the United States, in his own name, thirty-seven notes deposited in his office by John Blair and John Peck, was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said resolution be postponed.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

"The House of Assembly have passed a bill, intitled, "An act to discourage the keeping of dogs, by imposing a tax upon the owners or keepers thereof;" a bill, intitled, "An act to vest in Elizabeth Doge the full-right of a certain lot of land therein mentioned;" a bill, intitled, "An act for the relief of John Mulford, esquire, late collector of the county of Cumberland;" a bill, intitled, "An act to restrain hawkers and pedlers," and a bill, intitled, "A supplement to an act, intitled, "An act to incorporate a part of the township of Trenton, in the county of Hunterdon;" to which bills, respectively, they request the concurrence of the Council; which bills were severally read and ordered a second reading.

"Mr. Ewing also brought back to this House the bill, intitled, "An act for the limitation of actions," with amendments made thereto by the House of Assembly, and requested that the Council would concur in the said amendments; which amendments were read and ordered a second reading.

"Mr. Ewing also acquainted Council that the bill, intitled, "An act to regulate, in certain cases, the issuing of writs of certiorari to the courts of general quarter sessions of the peace," was passed by the House of Assembly without amendment, and that the bill, intitled, "An act concerning ferries," was passed by the House of Assembly, with the amendments made thereto by the Council, and that they had caused the same to be re-engrossed;" which re-engrossed bill having been read and compared;

*Ordered*, That the vice-president do sign the said bill.

Mr. Marsh from the committee to whom was referred the resolutions authorizing and directing the treasurer to deliver up certain bonds and other papers deposited in his office, to the persons who gave them, or their lawful re-

presentatives, reported the same without amendment ; which resolutions being again read and considered,

*Resolved*, That this house do concur therein, and that the secretary do wait on the House of Assembly and acquaint them therewith.

The amendments to the bill, intitled, " An act for the limitation of actions," was read a second time, and,

On the question, To agree to the said amendments ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Marsh,	Lambert,	Messrs. Outwater,
Walton,	Kitchel,	Kirkpatrick,
Parret,	Fithian.	DeVroom,
Corson,		Beardlee.

*Ordered*, That the said bill be re-engrossed.

The house adjourned until ten o'clock to-morrow morning.

*Thursday, February 7, 1799.*

The house met—Present as before, except Mr. Kitchel, who was detained by indisposition.

The bill, intitled, " An act to discourage the keeping of dogs, by imposing a tax upon the owners or keepers thereof," was read a second time, and after debate had thereon,

On the question, To agree to the said bill ? It was carried in the negative ; whereupon,

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is negatived by this house.

The bill, intitled, " An act to restrain hawkers and pedlers," was read a second time, and after debate had thereon,

On the question, To agree to the said bill ? It was carried in the negative ; whereupon,

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is negatived by this house.

The bill, intitled, " A supplement to an act, intitled, " An act to incorporate a part of the township of Trenton, in the county of Hunterdon," was read a second time, and after debate had thereon,

On the question, To agree to the said bill ? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is negatived by this house.

The bill, intitled, " An act for the relief of John Mulford, esquire, late collector of the county of Cumberland," was read a second time, and the same being again read and considered by sections and agreed to,

*Ordered*, That the said bill be read a third time.

The bill, intitled, " An act to vest in Elizabeth Dodge the full right of a certain lot of land therein mentioned," was read a second time, and the same being again read by sections and agreed to,

*Ordered*, That the said bill be read a third time.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intitled, "An act for the relief of John Mulford, esquire, late collector of the county of Cumberland," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act to vest in Elizabeth Dodge the full right of a certain lot of land therein mentioned," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Corson,	Messrs. Kirkpatrick,
Marsh,	Lambert,	Walton,
Clark,	Fithian,	DeVroom.
Parret,	Beardslee.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The engrossed bill, intitled, "An act supplementary to the "Act concerning the supreme and circuit courts," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intitled, "An act to suspend the operation of part of a certain act therein mentioned, so far as the same relates to a certain tract of tide swamps and meadows in the county of Bergen," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The re-engrossed bill, intitled, "An act for the limitation of actions," was read and compared;

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house with the amendments made thereto by the House of Assembly.

The house adjourned until ten o'clock to-morrow morning.

*Friday, February 8, 1799.*

The house met—Present as before, except Mr. Outwater, (who was detained by indisposition) and Mr. Kirkpatrick.

Mr. Kitchel attended.

The house adjourned until three o'clock in the afternoon.

The house met.

The house adjourned until ten o'clock to-morrow morning.

*Saturday, February 9, 1799.*

The house met—Present as before, except Mr. Outwater, Mr. Kirkpatrick and Mr. Walton.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

“The House of Assembly have appointed Messrs. Gustin, Lippencott and Dunn, a committee, on the part of that house, to inspect and settle the accounts of John Thorn, one of the commissioners for repairing the stage-road from Bordentown to South-Amboy, and request that Council will appoint a committee, for the like purpose, to join the committee of the House of Assembly ;” whereupon,

*Ordered*, That Mr. Marsh be appointed, on the part of Council, to join the committee of the House of Assembly for the purpose expressed in the foregoing message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

A petition from John Devore and John Smith, confined for debt in the gaol of the county of Hunterdon, praying for the benefit of an act of insolvency, was read and ordered to be filed with the other petitions presented on this subject.

Mr. Parret, with leave, presented a bill, intitled, “A supplement to an act, intitled, “An act for the relief and employment of the poor in the county of Salem,” which was read and ordered a second reading.

The house adjourned until ten o'clock on Monday morning.

*Monday, February 11, 1799.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. Outwater,	Mr. Corson,
Mr. Marsh,	Mr. Lambert,
Mr. Walton,	Mr. Kitchel,
Mr. DeVroom,	Mr. Fithian,
Mr. Clark,	Mr. Beardlee.
Mr. Parret,	

The engrossed bill, intitled, “An act to regulate the practice of the courts of law,” was read and compared ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

Mr. Outwater, from the joint-committee appointed to examine and report the situation of the penitentiary house and what further provision may be necessary respecting the same, reported,

**T**HAT the men's apartments appear sufficient for the reception of prisoners ; that the keeper's house is unfinished, and the women's apartments are unfit for their reception ; that there is wanted to be finished in the keeper's house, the entry and stair-case in the first story for present use, and in the women's apartments two rooms, two halls and the stair cases ; likewise, to be constructed and built, four cells for solitary confinement, likewise the cupola to be finished and an alarm bell of (or about) two hundred weight to be hung.

The sums supposed to be necessary for completing the above items, as follows :

The first or lower story and stair-case of the keeper's house,	£75	0	0
The south wing, or women's apartments as aforesaid,	200	0	0
The four cells, - - - - -	1000	0	0
Cupola and alarm bell, - - - - -	45	0	0

Your committee further report, that, in their opinion, the commissioners appointed to inspect said house ought to be authorized to draw from the treasury, from time to time, as they shall have occasion, the aforesaid sum, and lay out the same for finishing the aforesaid items, as they or a majority of them shall think proper.

By order of the committee,

JOSEPH STILLWELL,  
JOHN OUTWATER,

Which report was read and the consideration thereof postponed.

The bill, intitled, " A supplement to an act, intitled, " An act for the relief and employment of the poor in the county of Salem," was read a second time, and the same having been again read by sections and amended,

*Ordered,* That the said bill be engrossed for a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The house adjourned until ten o'clock to-morrow morning.

*Tuesday, February 12, 1799.*

The house met—Present as before, and Mr. Kirkpatrick.

The engrossed bill, intitled, " An act for the relief of insolvent debtors," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Nays.
Messrs. Marsh,	Messrs. Outwater,
Kirkpatrick,	DeVroom,
Walton,	Corson,
Clark,	Lambert,
Parret,	Fithian,
Kitchel,	Beardslee.
Vice-President.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

Council resumed the consideration of the report of the joint-committee respecting the further provision necessary to complete certain parts of the penitentiary house, and,

On the question, To agree to the said report? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Marsh,
Kirkpatrick,	Corson,	Clark,
Walton,	Lambert,	Beardslee.
Fithian,	Kitchel.	
DeVroom,		

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, February 13, 1799.*

The house met—Present as before.

Mr. Kirkpatrick from the joint-committee appointed to report a respectful address to the President of the United States, reported an address, which was read and ordered a second reading.

Council resumed the consideration of the resolution directing the treasurer to fund certain certificates, in the treasury, in the funds of the United States, and after some further debate had thereon,

*Ordered*, That the said resolution be committed to Mr. Outwater and Mr. Kirkpatrick to consider and report thereon.

The house adjourned until three o'clock in the afternoon.

The house met.

The engrossed bill, intituled, “A supplement to an act, intituled, “An act for the relief and employment of the poor in the county of Salem,” was read and compared ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

Mr. Outwater from the committee to whom was referred the resolution directing the treasurer to fund certain certificates in his office, reported a new resolution in the words following, viz.

“*Resolved*, That James Mott be, and he is hereby directed, in his own name, as treasurer of the state, to vest in the funds of the United States, for the use of those persons respectively in whose favor the same are drawn, thirty-seven notes deposited in his office by John Blair and John Peck, amounting to seven hundred and sixty-four dollars and seventy-nine ninetieths, and transfer the

same from the books of the treasury of the United States to the books of James Ewing, esquire, commissioner of loans in this state."

On the question, To agree to this resolution in lieu of the one proposed by the House of Assembly? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Corson,	Messrs. Marsh,
Walton,	Lambert,	Kirkpatrick,
DeVroom,	Kitchel,	Fithian.
Clark,	Beardlee,	
Parret,		

*Ordered*, That the secretary do carry the said resolution to the House of Assembly and request their concurrence therein.

The house adjourned until ten o'clock to-morrow morning.

*Thursday, February 14, 1799.*

The house met—Present as before.

A report from his excellency the governor, in conformity to a resolution of the two houses of the Legislature, passed the 7th of November, 1798, and calling for certain information, respecting the artillery companies in the militia of this state, accompanied with fundry returns and statements, was read ; whereupon,

*Ordered*, That the said report and papers accompanying it, together with the bill, intituled, "An act authorizing the governor of this state to purchase field artillery," be committed to Mr. Parret, Mr. Marsh and Mr. DeVroom, to consider and report thereon.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. Vice-President,

"The House of Assembly have passed a bill, intituled, "A supplement to the "Act constituting courts for the trial of small causes," and a bill, intituled, "An act for the relief of persons who are scrupulous of taking an oath in the usual form ;" to which bills, respectively, they request the concurrence of Council;" which bills were severally read and ordered a second reading.

Mr. Ewing also informed Council, that the bill, intituled, "An act to regulate the practice of the courts of law," was passed by the House of Assembly without amendment.

*Ordered*, That Mr. Kirkpatrick, Mr. Fithian and Mr. Marsh be a committee to draft and report a bill to regulate the fees in the several courts under the practice act just passed.

The house adjourned until three o'clock in the afternoon.

The house met.

The house went into a joint-meeting, and after some time the house returned, and then

Adjourned until ten o'clock to-morrow morning.



*Friday, February 15, 1799.*

The house met—Present as before, and his excellency the governor.

The house went into a joint-meeting, and after some time the house returned.

The bill, intituled, “ An act for the relief of persons who are scrupulous of taking an oath in the usual form,” was read a second time, and the same having been again read by sections and agreed to,

*Ordered,* That the said bill be read a third time.

The bill, intituled, “ A supplement to the act constituting courts for the trial of small causes,” was read a second time, and the same being again read by sections and agreed to,

*Ordered,* That the said bill be read a third time.

The house adjourned until ten o'clock to-morrow morning.

*Saturday, February 16, 1799.*

The house met—Present as before.

The bill, intituled, “ An act for the relief of persons who are scrupulous of taking an oath in the usual form,” was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “ A supplement to the act constituting courts for the trial of small causes,” was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Marsh,	Corson,	Messrs. Outwater,
Walton,	Lambert,	Kirkpatrick,
Anderfon,	Kitchel,	DeVroom,
Clark,	Beardslee.	Fithian.
Parret,		

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “ An act respecting the office of Treasurer,” was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

Council resumed the consideration of the bill, intituled, "An act prescribing certain oaths," and the same having been read by sections and amended,

*Ordered*, That the said bill and amendments be read a third time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

"Mr. President,

The House of Assembly have passed a bill, intituled, "An act making lands liable to be sold for the payment of debts;" a bill, intituled, "An act to appropriate a further sum of money for completing the state-prison," and a bill, intituled, "An act to authorize Jacob R. Hardenbergh and Andrew Howell, guardians of the children of John Hardenbergh, late of the county of Somerset, deceased, to sell the real estate of the said children, and to appropriate the money to certain purposes therein mentioned;" to which bills, respectively, they request the concurrence of the Council; which bills were severally read and ordered a second reading.

Mr. Ewing also presented for concurrence, "An address to John Adams, President of the United States," which was read and ordered a second reading.

Mr. Ewing also presented for concurrence the two resolutions following, viz.

*Resolved*, That the treasurer deliver to Aaron Ogden, attorney for William Walton, when called for at his office, a certain bond given by said Aaron Ogden, Elias Dayton and Elias B. Dayton, to James Mott, treasurer, for the use of the state, dated September 28, 1793, in the sum of \$7539 3 2, conditioned for the faithful performance of said Aaron Ogden, as agent for said William Walton, agreeably to a law therein mentioned, passed November 28, 1789, and the supplement thereto, passed November 26, 1792, he having fully complied with the condition of said bond.

*Resolved*, That the charge of the state-house, in the recess of the Legislature, be committed to the door-keeper of the House of Assembly, and that no person be permitted to enter therein, except for the purpose of holding or attending the supreme court, or such other courts as are or shall be directed by law to be held therein, unless they shall first obtain the permission of the governor, the secretary of the state, or the clerk of the assembly for the time being.

Which resolutions were read and ordered a second reading.

Mr. Ewing also informed Council, that the bill, intituled, "An act for the relief of insolvent debtors;" the bill, intituled, "An act to suspend the operation of part of a certain act therein mentioned, so far as the same relates to a certain tract of tide-swamps and meadows in the county of Bergen," and the bill, intituled, "An act supplementary to the act concerning the supreme and circuit courts," are severally passed by the House of Assembly without amendment; that the resolution of Council, directing the treasurer to vest in the funds of the United States, certain certificates deposited in his office, was concurred in by the House of Assembly.

Mr. Kirkpatrick, with leave, presented a bill, intituled, "An act for the establishment of work-houses in the several counties of this state," which was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The address to the President of the United States was read a second time, and after some debate had thereon,

*Ordered*, That it be committed to Mr. Kirkpatrick and Mr. Anderfon, to confider and report thereon.

The refolution directing that the charge of the ftate-houfe, in the recess of the Legislature, be placed in the door-keeper of the Houfe of Affembly, was read a fecond time and agreed to with amendments.

*Ordered*, That the fecretary do carry the faid refolution and amendments to the Houfe of Affembly and request their concurrence in the faid amendments.

The refolution directing the treafurer to deliver up to Aaron Ogden, attorney for William Walton, a certain bond deposited in his office, was read a fecond time ;

*Refolved*, That this houfe do concur therein, and that the fecretary do wait on the Houfe of Affembly and acquaint them therewith.

The bill, intituled, “ An act to appropriate a further fum of money for completing the ftate-prifon,” was read a fecond time and ordered a third reading.

The bill, intituled, “ An act prefcribing certain oaths,” with the amendments, was read a third time ;

On the queftion, Whether the faid bill, as amended, do pafs ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do fign the faid bill and amendments.

*Ordered*, That the fecretary do carry the faid bill and amendments to the Houfe of Affembly and request their concurrence in the faid amendments.

The bill, intituled, “ An act to authorize Jacob R. Hardenbergh and Andrew Howell, guardians of the children of John Hardenbergh, late of the county of Somerfet, deceased, to fell the real eftate of the faid children, and to appropriate the money to certain purpofes therein mentioned,” was read a fecond time ;

*Ordered*, That the further confideration of the faid bill be postponed.

The bill, intituled, “ An act making lands liable to be fold for the payment of debts,” was read a fecond time, and the fame having been again read and debated by fections and agreed to,

*Ordered*, That the faid bill be read a third time.

The houfe adjourned until ten o'clock on Monday morning.

*Monday, February 18, 1799.*

The houfe met—Prefent,

THE VICE-PRESIDENT,

Mr. Outwater,	Mr. Parret,
Mr. Marfh,	Mr. Corfon,
Mr. Kirkpatrick,	Mr. Lambert,
Mr. Walton,	Mr. Fithian,
Mr. DeVroom,	Mr. Beardflee.
Mr. Clark,	

Mr. Kirkpatrick, from the committee to whom was referred the addrefs to John Adams, Prefident of the United States, reported the fame with feveral amendments, which were read and ordered a fecond reading.

A letter from Matthias Day, setting forth that he has issued proposals for printing, in octavo, the laws of New-Jersey, as they shall be revised by Judge Paterfon, which has been favourably received, and a great many names are already enrolled as patrons of the work, and praying, in order to prevent great delay in his publication, that he may be indulged with a copy of the folio edition, to be printed by order of the state, as they shall issue in sheets from the press, which was read and ordered a second reading.

The bill, intituled, "An act for the establishment of work-houses in the several counties of this state," was read a second time, and the same having been again read by sections and amended,

*Ordered,* That the said bill be engrossed for a third reading.

Mr. Marsh, from the joint-committee appointed to examine and settle the accounts of John Thorn, one of the commissioners for laying out certain monies on the stage road leading from Burlington and Bordentown to South-Amboy, made the following report :

**T**HAT it appears to your committee, that the said commissioner, in the month of July, 1798, received from the treasurer of this state the sum of forty pounds, out of the monies appropriated for that purpose, and that by examining the accounts of the said John Thorn, and the vouchers from No. 1 to 15, inclusive, accompanying the same, together with his fees, as allowed by law, that he has expended the sum of forty-one pounds eight shillings and fourpence ; whereby it appears that there is a balance due the said commissioner of the sum of one pound eight shillings and fourpence.

By order of the committee,

DANIEL MARSH,  
JOHN GUSTIN.

Which report being read and considered,

*Resolved,* That this house do approve thereof.

The bill, intituled, "An act making lands liable to be sold for the payment of debts," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered,* That the vice-president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act to appropriate a further sum of money for completing the state-prison," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the negative, as follows :

Yeas.	Nays.	Nays.
Messrs. Clark,	Messrs. Outwater,	DeVroom,
Parret,	Marsh,	Fithian,
Lambert.	Kirkpatrick,	Corson,
	Walton,	Beardslee.

*Ordered,* That the secretary do wait on the House of Assembly and acquaint them that the said bill is negatived by this house.

The address to John Adams, President of the United States, with the amendments made thereto, was read a second time, and,

On the question, To agree to the said address, as amended ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Marsh,
Kirkpatrick,	Corson,	Lambert.
Walton,	Fithian,	
De Vroom,	Beardslee.	
Clark,		

*Ordered*, That the secretary do carry the said address, with the amendments made thereto by Council, to the House of Assembly, and request their concurrence in the said amendments.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act for the relief of Albert C. Zabriskie, sheriff of the county of Bergen," a bill, intituled, "An act for the relief of Hugh Jones," a bill, intituled, "An act authorizing the building of a bridge across the south branch of Great-Timber-Creek in the county of Gloucester," a bill, intituled, "An act for the payment of money to Moore Furman, commissioner for completing the state-house yard," and a bill regulating the money of account in this state," to which bills, respectively, they request the concurrence of the Council; which bills severally were read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intituled, "An act to issue commissions for the examination of witnesses, and to take their depositions in certain cases," and acquainted Council that the House of Assembly had passed the said bill with the amendments made thereto by this house.

Which re-engrossed bill having been read and compared,

*Ordered*, That the vice-president do sign the same.

The house adjourned until three o'clock in the afternoon.

The house met—Present as before, and Mr. Kitchel.

The bill, intituled, "An act for the relief of Albert C. Zabriskie, sheriff of the county of Bergen," was read a second time, and the consideration thereof postponed until the next sitting of the Legislature.

The bill, intituled, "An act regulating the money of account in this state," was read a second time, and, after some debate had thereon,

*Ordered*, That the said bill be committed to Mr. Kirkpatrick and Mr. Marsh, to consider and report thereon.

The bill, intituled, "An act for the relief of Hugh Jones," was read a second time and ordered a third reading.

The bill, intituled, "An act for the payment of money to Moore Furman, commissioner for completing the state-house yard," was read a second time and ordered a third reading.

Mr. Kirkpatrick, from the committee to whom was referred the bill, intituled, "An act regulating the money of account in this state," reported the same with several amendments; which were read and ordered a second reading.

The bill, intituled, "An act authorizing the building of a bridge across the south branch of Great-Timber-Creek in the county of Gloucester," was read

a second time, and the consideration thereof postponed until the next sitting of the Legislature.

The house adjourned until ten o'clock to-morrow morning.

*Tuesday, February 19, 1799.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act authorizing the commissioners therein named to lay out a road from Salem, in the county of Salem, to Greenwich, in the county of Cumberland," and a bill, intituled, "An act directing Joseph Stout, agent of forfeited estates for the county of Middlesex, to pay to Nathaniel Hunt, esq. and to Keziah, his wife, a sum of money therein mentioned," to which bills, respectively, they request the concurrence of Council; which bills were read and ordered a second reading.

Mr. Ewing also informed Council that the House of Assembly had agreed to the first amendment made by this house to the resolutions relative to the charge of the state-house in the recess of the Legislature, and had disagreed to the second; whereupon,

On the question, Will this house recede from their second amendment? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that this house do adhere to their second amendment made to the resolution directing in whose care the charge of the state-house shall be placed in the recess of the Legislature.

The bill, intituled, "An act for the relief of Hugh Jones," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas	Yeas.	Nays.
Messrs. Outwater,	DeVroom,	Messrs. Parret,
Marsh,	Clark,	Corson,
Kirkpatrick,	Fithian,	Lambert,
Walton,	Beardslee.	Kitchel.

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act for the payment of money to Moore Furman, commissioner for completing the state-house yard," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act regulating the money of account in this state, with the amendments made thereto, were read a second time, and the same being agreed to,

*Ordered*, That the bill, as amended, be read a third time.

The bill, intituled, " An act authorizing the commissioners therein named to lay out a road from Salem, in the county of Salem, to Greenwich, in the county of Cumberland," was read a second time, and, some debate having ensued thereon,

*Ordered*, That the further consideration of the said bill be postponed until the next sitting of the Legislature, and that the purport of the bill be published by advertisement, set up in three of the most public places in the townships of Stow-Creek, in the counties of Salem and Cumberland, respectively, for at least two weeks previous to the next meeting of the Legislature.

The bill, intituled, " An act directing Joseph Stout, agent of forfeited estates for the county of Middlesex, to pay to Nathaniel Hunt, esq. and Kezia, his wife, a sum of money therein mentioned," was read a second time, and,

On the question to agree to the said bill ? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is negatived by this house.

Mr. Kitchel obtained leave of absence for the remainder of the sitting.

The house adjourned until three o'clock in the afternoon.

The house met.

The engrossed bill, intituled, " An act for the establishment of work-houses in the several counties of this state," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Clark,	Messrs. Marsh,
Kirkpatrick,	Parret,	Corson,
Walton,	Lambert,	Beardslee.
DeVroom,	Fithian.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intituled, " An act regulating the money of account in this state," with the amendments made thereto, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly and request their concurrence in the said amendments.

The letter from Matthias Day, requesting to be indulged with a copy of the folio edition of the laws of this state, ordered to be printed under the direction of Judge Paterfon, as they shall issue in sheets from the press, was read a second time ; whereupon,

*Resolved*, That it shall and may be lawful, for any printer or printers in this state, to print and publish such and so many edition and editions of the laws of this state, according to the compilation to be made by William Paterfon, esq. together with the index and marginal notes which may be published with the said compiled edition, either in folio, or such other sizes as they may think fit ; and resolved further, that the said William Paterfon be requested, and he is hereby requested to enter into contract with the printer or printers whom he may em-

ploy in this business, to furnish all such other printer or printers, as may choose to print and publish the same, with a copy of the said compiled edition, in sheets, as fast as the same may be struck off, on such printer or printers paying such reasonable compensation therefor as the said William Paterfon may, in that behalf, contract and agree to be paid.

*Ordered*, That the secretary do carry the foregoing resolution to the House of Assembly and request their concurrence therein.

The house adjourned until ten o'clock to-morrow morning.

*Wednesday, February 20, 1799.*

The house met—Present as before, and his excellency the governor.

Mr. Kirkpatrick obtained leave of absence for the remainder of the sitting.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act for appropriating a further sum of money towards completing the state-prison," to which bill they desire the concurrence of the Council; which bill was read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intituled, "An act prescribing certain oaths," and informed Council that the House of Assembly had passed the same, with the amendments made thereto by this house; which bill being read and compared,

*Ordered*, That the president do sign the same.

Mr. Ewing also brought back to this house the re-engrossed address to the President of the United States, and acquainted Council that the House of Assembly had agreed to the same with the amendments made thereto by this house.

Which address, being read and compared, is in the following words :

*JOHN ADAMS, President of the United States of America.*

SIR,

AT a time like this, when our rights are invaded by a foreign nation, and our property unjustly taken away; when our ministers of reconciliation are treated with contumely and rejected with disdain; when the fate of conquered republics is presented to our view to terrify us into submission, and that too through the instrumentality of our own citizens; at a time like this, sir, when weak men despond, and wicked men forsake their country, the Legislative-Council and General Assembly of the state of New-Jersey think it their duty to express to you their entire confidence in the administration of the General Government, and their fullest determination to maintain and support it.

While we have strictly pursued the duties of neutrality, they have plundered our citizens on the high seas; they have seized and condemned our defenceless trading vessels; they have interdicted our commerce on pains of forfeiture. Under these injuries we have remonstrated and reclaimed our right; but we have remonstrated and reclaimed in vain.



When we sent an ambassador with full powers to negotiate, and, if we had offended, to make satisfaction, they refused to hear him ; when we bore with patience this wanton insult, and again sent three of our most distinguished citizens as envoys extraordinary, with still more explicit, and, if possible, more ample powers, they did worse ; they not only refused to hear them, but actually claimed the right of selecting for themselves the man with whom they would negotiate. When we refused tamely to submit to such treatment, and continued to assert our rights, they pointed to their conquered provinces, groaning under the weight of their exactions, and told us our fate : Nay, they even presumed to found their hopes of conquest here, on claims of interest, in the American mind, superior to that which its own government had attained.

In a situation like this, when we had exhausted in vain all the means of conciliating the friendship of that nation, what less could be done, consistently with our own honor and our own safety, than to declare that treaty no longer obligatory on our part, which they, on theirs, had openly violated, and professedly set at nought ; than to abandon all further attempts at negotiation, and prohibit a friendly intercourse with those who had abused our friendship ; than to draw forth the resources of the republic, in making preparations for defensive war.

Nor, while we feel the injuries of one nation, are we insensible to those of another. When we would protect ourselves against the ravages of France, one of our ships of war has been attacked on the high seas by the English with a superior force, and her men unjustly taken from her. Though we confidently hope that such an outrage against the laws of nations, and such an infraction of our recent treaty will not be justified by that nation, yet we feel a noble pride in the firmness and decision of our executive when he gives peremptory orders to the commanders in our navy never to yield their men while they can maintain their ships.

Sensible of the blessings of liberty, we rejoice, that we have in our chief magistrate a man, who, in times like these, dares to speak the sentiments of every true American, and, at least, claim to be free. The first to propose the independence of our country, always engaged in directing her councils, and making her interest the business of your life, we repose with confidence, sir, on your wisdom and integrity, aided and supported by the energy of the American people, to conduct her in this alarming crisis of her affairs, and to lead her to prosperity and peace.

That the fine-spun philosophy of some visionary men, and the overweening ambition of others, disappointed in the pursuit of honors and offices, for which they were never fit, should array them against the government ; that this band should aggregate to themselves many discontented foreigners, who can be happy under no laws, and even many honest emigrants, who, being strangers in our land, are also strangers to that *amor patriæ* which warms every true American bosom ; and that these, in a day of difficulty, should oppose themselves to our public measures, is neither a subject of wonder, nor a cause of dismay.

Misrepresentation and falsehood, may for a time lead even honest men astray. In these, as if they were the peculiar weapons of their warfare, the enemies of our country cannot bear restraint. But however restless they may feel, and however hard they may struggle, we rest assured that the force of TRUTH is great, and must at length prevail.

Representatives of a people warmly attached to the constitution and the laws of their country, we may venture to say, that the sentiments which we express are the sentiments of our constituents. Accustomed to order, and duly appreciating the blessings of good government, they will be the last to oppose, but we humbly presume, not the last to protect and defend them.

Accept, sir, our sincerest wishes for your health and happiness ; and be assured, when we thus present them, we are actuated, not solely by the respect and esteem which we have for your person and character, but also by the love which we have for our country, and for the whole human race.

House of Assembly, February 20, 1799.

Signed in and by order of the house,

WILLIAM COXE, jun. *Speaker.*

Council Chamber, February 20, 1799.

Signed in and by order of Council,

RICHARD HOWELL, *President.*

*Ordered,* That the president do sign the same.

*Resolved,* That the governor of this state be requested to transmit the foregoing address to the senators and representatives of this state in the Congress of the United States, to be by them delivered to the president when he shall be pleased to receive the same.

Council Chamber, February 20, 1799.

Passed,

JOHN BEATTY, *Secretary.*

House of Assembly, February 20, 1799.

Passed,

MASKELL EWING, *Clerk.*

Mr. Ewing also acquainted Council that the bill, intituled, " An act for the establishment of work-houses in the several counties of this state," was passed by the House of Assembly without amendment.

The bill, intituled, " An act for appropriating a further sum of money towards completing the state-prison," was read a second time and ordered a third reading.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, " An act to carry into immediate effect the act therein mentioned ;" and a bill, intituled, " An act to enable the owners and possessors of salt meadows, lying on the Raritan river, known by the name of the House-Lot Meadows, in the township of Woodbridge, in the county of Middlesex, to erect a causeway from the upland to the House-Lot Creek, and to build a bridge over the same, and to prevent the hay being carted or drawn out of said meadows at certain seasons," to which bills they request the concurrence of the Council ; which bills were read and ordered a second reading.

The bill, intituled, " An act for appropriating a further sum of money towards completing the state-prison," was read a third time ?

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.  
Messrs. Outwater,  
Walton,  
De Vroom,  
Anderson,  
Clark,

Yeas.  
Parret,  
Corson,  
Lambert,  
Fithian.

Nays.  
Messrs. Marsh,  
Beardlee.

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act for defraying fundry incidental charges," to which bill they request the concurrence of Council; which bill was read and ordered a second reading.

The bill, intituled, "An act to carry into immediate effect the act therein mentioned," was read a second time and ordered a third reading.

The bill, intituled, "An act to enable the owners and possessors of the salt meadows lying on the Raritan river, known by the name of the House-Lot Meadows, in the township of Woodbridge, in the county of Middlesex, to erect a causeway from the upland to the House-Lot Creek, and to build a bridge over the same, and to prevent the hay being carted or drawn out of said meadows at certain seasons," was read a second time and ordered a third reading.

The bill, intituled, "An act to carry into immediate effect the act therein mentioned," was read a third time;

On the question, Whether the same do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Clark,	Messrs. Corson,
Marsh,	Parret,	Lambert,
Walton,	Fithian.	Beardlee.
Anderson,		

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act to enable the owners and possessors of the salt meadows lying on the Raritan river, known by the name of the House-Lot Meadows, in the township of Woodbridge, in the county of Middlesex, to erect a causeway from the upland to the House-Lot Creek, and to build a bridge over the same, and to prevent the hay being carted or drawn out of said meadows at certain seasons," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act for defraying fundry incidental charges," was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed the bill, intituled, "An act regulating the money of account in this state," with the amendments made thereto by Council; which re-engrossed bill was read and compared;

*Ordered*, That the vice-president do sign the same.

Mr. Ewing also informed the Council, that the resolution of this house, authorizing William Paterson, esquire, to enter into a contract with the printer, who may be employed to print the revised edition of the laws of this state, to

furnish sheets thereof to all such printers that may choose to publish editions of said laws, was concurred in by the House of Assembly.

The house adjourned until eight o'clock to-morrow morning.

*Thursday, February 21, 1799.*

The house met—Present as before, except Mr. DeVroom, who has leave of absence for the remainder of the sitting.

Council resumed the consideration of the bill, intituled, “An act authorizing the governor to purchase field artillery,” and having gone through the same,  
*Ordered*, That the said bill be read a third time.

Council resumed the consideration of the bill, intituled, “An act for defraying fundry incidental charges,” and having gone through and examined the vouchers attending the same,

*Ordered*, That the said bill be read a third time.

The bill, intituled, “An act authorizing the governor to purchase field artillery,” was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the same.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “An act for defraying fundry incidental charges,” was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Marsh,
Walton,	Corson,	Beardslee.
Anderfon,	Lambert,	
Clark,	Fithian.	

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The honourable William Coxe, jun. esq. speaker of the House of Assembly, came into Council, and acquainted the president, that the house had gone through the business proposed to be done at this sitting, and had adjourned until the third Tuesday in May next, to meet at Trenton ; whereupon,

Council adjourned until the same day.

JOURNAL  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE-COUNCIL  
OF THE  
STATE  
OF  
NEW-JERSEY,

CONVENED IN GENERAL ASSEMBLY, AT TRENTON, ON TUESDAY  
THE TWENTY-THIRD DAY OF OCTOBER, SEVEN-  
TEEN HUNDRED NINETY-EIGHT.

BEING THE THIRD SITTING OF THE TWENTY-THIRD SESSION.



TRENTON:  
PRINTED BY *SHERMAN, MERSHON & THOMAS*, FOR *M. DAY*.  
M. DCC. XCIX.



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JOURNAL  
OF THE  
PROCEEDINGS  
OF THE  
LEGISLATIVE-COUNCIL  
OF THE  
STATE OF NEW-JERSEY.

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*TRENTON, Tuesday, May 21, 1799.*

The Council met pursuant to adjournment—Present,

HIS EXCELLENCY THE GOVERNOR,  
THE HONORABLE THE VICE-PRESIDENT,

Mr. OUTWATER,	Mr. LAMBERT,
Mr. WALTON,	Mr. KITCHEL,
Mr. CLARK,	Mr. FITHIAN,
Mr. PARRET,	Mr. BEARDSLEE,
Mr. MARSH,	Mr. DEVROOM.

*Ordered,* That the secretary do wait on the House of Assembly, and acquaint them that a quorum of the Council have this day met and proceeded to business.

A message from the House of Assembly, by Mr. Ewing, their clerk.  
Mr. President,

The House of Assembly have this day formed a quorum and proceeded to business.

Mr. Ewing also informed Council that the House of Assembly had appointed Messrs. Condict, Lippencott and Kelly, a committee on the part of that house, to join a committee of the Council, for the purpose of examining the bills reported by Judge Paterson, and making such distribution of them between the respective houses, as should be mutually agreed on.

Whereupon,

*Ordered*, That Mr. Anderfon and Mr. Fithian, or either of them, be a committee on the part of Council, to join the committee of the Houfe of Affembly, for the purpofe of making a diftribution of the feveral bills compiled and reported by Judge Paterfon to the prefent fitting of the Legislature, and that the fecretary do wait on the Houfe of Affembly and acquaint them therewith.

*Ordered*, That Mr. Outwater and Mr. Clark be a committee to report fuch bufinefs before the Council as remained unfinished at the laft fitting.

The houfe adjourned until nine o'clock to-morrow morning.

*Wednesday, May 22, 1799.*

The houfe met—Prefent as before.

A petition from James Marfhall and Daniel Dare, debtors, confined in the gaol of the county of Cumberland, praying the benefit of a law to liberate their perfons from confinement, was read and ordered a fecond reading.

Mr. Anderfon, from the joint committee appointed to confider and report which of the bills received from Judge Paterfon fhould be taken up by the Affembly, and which by the Council, reported,

THAT the following bills be taken up by the Affembly, viz.

1. The bill concerning Taxes.
2. The bill concerning Statutes.
3. The bill relative to Queen's College.
4. The bill relative to registering Births and Deaths.
5. The bill refpecting laying out Roads.
6. The bill to repeal certain Acts.
7. The bill to raife a Revenue from Stages.
8. The bill concerning Wrecks.
9. The bill for the Confinement of Prifoners of the United States in the ftate Gaols.
10. The bill to register Mortgages.
11. The bill to regulate the Fifheries on Delaware.
12. The bill concerning Fines and Amercements.
13. The bill to regulate Fees.—

And that the remainder of the faid bills, viz.

1. The bill concerning Religious Societies.
2. The bill relative to the College of New-Jerfey.
3. The bill for the Diftribution of Eftates of Perfons who die infolvent.
4. The bill concerning Witneffes.
5. The bill refpecting Conveyances.
6. The bill to afcertain the Toll of Millers.
7. The bill concerning Rams.
8. The bill refpecting the Court of Chancery.
9. The bill concerning Surrogates.
10. The bill to punifh the Venders of unwholefome Liquors and Proviſions.
11. The bill for the Recovery of Fines impoſed upon defaulting Jurors—be firſt taken up by the Council.

By order of the committee,

GEORGE ANDERSON,  
SILAS CONDUCT.



Which report was read and approved.

The bill, intituled, "An act to incorporate trustees of religious societies," was read the first time and ordered a second reading.

The bill, intituled, "An act relative to the College of New-Jersey," was read the first time and ordered a second reading.

The bill, intituled, "An act for the distribution of the estates of persons who die insolvent," was read the first time and ordered a second reading.

The bill, intituled, "An act concerning witnesses," was read the first time and ordered a second reading.

The bill, intituled, "An act to ascertain the toll of millers," was read the first time and ordered a second reading.

The bill, intituled "An act concerning rams," was read the first time and ordered a second reading.

The bill, intituled, "An act respecting the court of chancery," was read the first time and ordered a second reading.

The bill, intituled, "An act respecting conveyances," was read the first time and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act concerning surrogates," was read the first time and ordered a second reading.

The bill, intituled, "An act to punish the venders of unwholesome liquors and provisions," was read the first time and ordered a second reading.

The bill, intituled, "An act for the recovery of fines imposed upon defaulting jurors," was read the first time and ordered a second reading.

Mr. Outwater, from the committee appointed to report the business before Council which remained unfinished at the last sitting, made the following report :

1. **T**HAT the committee appointed to draught and report a bill to regulate the fees in the several courts under the practice act, had not made report.

2. The bill, intituled, "An act to authorize Jacob R. Hardenbergh and Andrew Howell, guardians of the children of John Hardenbergh, late of the county of Somerset, deceased, to sell the real estate of the said children, and to appropriate the money to certain purposes therein mentioned," was read a second time and postponed to the present sitting.

3. The bill, intituled, "An act for the relief of Albert C. Zabriskie, sheriff of the county of Bergen," was read a second time and postponed to the present sitting.

4. The bill, intituled, "An act authorizing the building of a bridge across the fourth branch of Great-Timber-Creek, in the county of Gloucester," was read a second time and postponed to the present sitting.

5. The bill, intituled, "An act authorizing the commissioners therein named, to lay out a road from Salem, in the county of Salem, to Greenwich.

in the county of Cumberland," was read a second time and postponed to the present sitting.

By order of the committee,

JOHN OUTWATER.

Which report was read and ordered a second reading.

The bill, intitled, "An act for the relief of Albert C. Zabriskie, sheriff of the county of Bergen," (marked No. 3 in the report of unfinished business) was read and dismissed.

The bill, intitled, "An act concerning witnesses," was read a second time and committed to Messrs. Marsh, Clark and Fithian, to consider and report thereon.

The bill, intitled, "An act to ascertain the toll of millers," was read a second time, and the same being amended and gone through with,

*Ordered*, That the said bill be engrossed for a third reading.

The bill, intitled, "An act relative to the College of New-Jersey," was read a second time and committed to Mr. DeVroom and Mr. Parret, to consider and report thereon.

The bill, intitled, "An act concerning rams," was read a second time, and the same having been considered by sections and agreed to,

*Ordered*, that the same be engrossed for a third reading.

The house adjourned until nine o'clock to-morrow morning.

*Thursday, May 23, 1799.*

The house met—Present as before.

Mr. DeVroom, from the committee to whom was committed the bill, intitled, "An act relative to the College of New-Jersey," reported the same with amendments, and Council resuming the consideration of the said bill, and having further amended and gone through the same by sections,

*Ordered*, That the said bill, as amended, be engrossed for a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

Mr. Marsh, from the committee to whom was committed the bill, intitled, "An act concerning witnesses," reported the same with one amendment, and Council resuming the consideration of the said bill, but not having gone through the same,

*Ordered*, That the further consideration of the said bill be postponed.

The bill, intitled, "An act for the recovery of fines imposed upon defaulting jurors, was read a second time, and after some debate had thereon,

*Ordered*, That the said bill be committed to Mr. Fithian, and Mr. Marsh, to consider and report thereon.

The engrossed bill, intitled, "An act concerning rams," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intitled, "An act to ascertain the toll of millers," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intitled, "An act to punish the venders of unwholesome liquors and provisions," was read a second time and ordered to be engrossed for a third reading.

The bill, intitled, "An act concerning furrogates," was read a second time and after some time spent thereon,

*Ordered*, That the further consideration of the said bill be postponed.

The house adjourned until nine o'clock to-morrow morning.

*Friday, May 24, 1799.*

The House met—Present as before.

Mr. Clark, with leave, presented a bill, intitled, "An act to alter part of the public road in the township of Greenwich, in the county of Gloucester, leading from Woodbury to Salem;" which was read and ordered a second reading.

A letter from John Beatty, register of the prerogative office, stating, that in compliance with the "Act for the better security of the office of the secretary of this state," he had procured iron window-shutters to be affixed to the inside of the windows of the deposit of the said office, so as to render it entirely secure from fire ; and that in further compliance with the joint resolution of the Legislature of the 1st. November, 1798, he had procured a number of original wills and other papers from William Livingston, esq. late furrogate of the county of Essex ; that these, together with those heretofore reported to have been received from the representatives of Hugh Hughes and Elijah Hughes, esquires, late furrogates of the counties of Sussex and Cape-May, he had caused to be recorded and filed according to their respective dates, and suggesting, also, some further provision which he wished should be introduced into the bill concerning furrogates, now under the consideration of the Legislature.

Which was read and ordered, together with the bill, intitled, "An act concerning furrogates," to be committed to Mr. DeVroom and Mr. Anderson, to consider and report thereon.

Mr. Fithian, from the committee to whom was committed the bill, intitled, "An act for the recovery of fines imposed upon defaulting jurors," reported the same without amendment.

The bill, intitled, "An act to incorporate trustees of religious societies," was read a second time, and after some debate had thereon,

*Ordered*, That the said bill be committed to Messrs. Anderson, DeVroom and Outwater to consider and report thereon.

The engrossed bill, intituled, "An act relative to the College of New-Jersey," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intituled, "An act to punish the venders of unwholesome liquors and provisions," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intituled, "An act respecting conveyances," was read a second time, and the same being amended and gone through with,

*Ordered*, That the said bill be engrossed for a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act to register births and deaths, when required," and the bill, intituled, "An act for the confinement of prisoners under the authority of the United States, in the gaols of this state."

To which bills he requested the concurrence of the Council ; which bills, respectively, were read and ordered a second reading.

Mr. Ewing also informed Council, that the House of Assembly had appointed Messrs. Condict, Harrison, Sheppard, Runkle and Budd, a committee, on the part of that house, to join a committee of Council, for the purpose of viewing and examining the state-prison and reporting what further improvements they would wish should be made therein ; and that the said committee be also directed to examine and settle the accounts of Jonathan Doan, late agent appointed for building the state-prison, and report a state of the same to the Legislature, and requested that Council would appoint a committee for the like purpose ; whereupon,

*Ordered*, That Mr. Parret and Mr. Fithian, or either of them, be a committee, on the part of this house, for the purpose expressed in the above message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

Council resumed the consideration of the bill, intituled, "An act for the recovery of fines imposed upon defaulting jurors," and having gone through and agreed to the same by sections,

*Ordered*, That the said bill be engrossed for a third reading.

Mr. Corson attended and took his seat in Council.

The bill, intituled, "An act for the distribution of the estates of persons who

die insolvent," was read a second time, and the same having been amended, but not gone through with,

*Ordered*, That the said bill be committed to Mr. DeVroom and Marsh, to consider and report thereon.

Mr. DeVroom, from the committee to whom was committed the bill, intituled "An act concerning surrogates," and the register's letter on that subject (read this day) reported the same with three additional sections, which were read and ordered a second reading.

The house adjourned until nine o'clock to-morrow morning.

*Saturday, May 25, 1799.*

The house met—Present as before, except his excellency the Governor.

The bill, intituled, "An act to register births and deaths, when required," was read a second time and ordered a third reading.

The bill, intituled, "An act for the confinement of prisoners, under the authority of the United States, in the gaols of this state," was read a second time, and after some debate had thereon,

*Ordered*, That the said bill be committed to Mr. DeVroom and Mr. Parret, to consider and report thereon.

A petition from a number of the inhabitants of the county of Gloucester, praying that the bill now before the Legislature, intituled, "An act authorizing the building of a bridge across the south branch of Great-Timber-Creek, in the county of Gloucester," may be passed into a law, was read and ordered to be read a second time with the bill to which it refers.

The bill, intituled, "An act to alter part of the public road in the township of Greenwich in the county of Gloucester, leading from Woodbury to Salem," was read a second time and ordered to be engrossed for a third reading.

The house adjourned until nine o'clock on Monday morning.

*Monday, May 27, 1799.*

The house met—Present,

THE VICE-PRESIDENT,

Mr. OUTWATER,  
Mr. MARSH,  
Mr. DEVROOM,  
Mr. CLARK,  
Mr. PARRET,  
Mr. CORSON,

Mr. LAMBERT,  
Mr. KITCHEL,  
Mr. FITHIAN,  
Mr. BEARDSLEE,  
Mr. WALTON.

The engrossed bill, intituled, "An act to alter part of the public road in the township of Greenwich, in the county of Gloucester, leading from Woodbury to Salem," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Walton,	Lambert,	Messrs. Outwater,
DeVroom,	Kitchel,	Marsh.
Clark,	Fithian,	
Parret,	Beardslee.	
Corfon,		

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intituled, "An act to register births and deaths when required," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The engrossed bill, intituled, "An act for the recovery of fines imposed upon defaulting jurors," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The engrossed bill, intituled, "An act respecting conveyances," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

Mr. DeVroom from the committee to whom was committed the bill, intituled, "An act for the confinement of prisoners under the authority of the United States, in the gaols of this state," reported the same with an amendment, which was read and ordered to be again read with the bill.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act to register mortgages," a bill, intituled, "An act concerning wrecks," a bill, intituled, "An act directing the clerks of courts to make return to the treasurer of amercements, fines and forfeitures," and a bill, intituled, "An act relative to Queen's College."

To which bills he requested the concurrence of the Council ; which bills, respectively, were read and ordered a second reading.

Mr. Ewing also brought back to this house the bill, intituled, "An act concerning rams," with the several amendments made thereto by the House of Assembly, to which amendments he requested the concurrence of this house ; which amendments were read and ordered a second reading.

Mr. Ewing also acquainted this house that the bill, intituled, "An act to ascertain the toll of millers," and the bill, intituled, "An act to punish the vendors of unwholesome liquors and provisions," are passed by the House of Assembly without amendment.

Council resumed the consideration of the bill, intituled, "An act concerning surrogates," with the amendments made thereto by the committee, and the same being further amended and gone through with,

*Ordered*, That the said bill be engrossed for a third reading, and that the title be amended so as to read, "An act concerning surrogates, and declaring what exemplifications of wills and testaments shall be holden and received as good evidence."

Mr. DeVroom, from the committee to whom was committed the bill, intituled, "An act for the distribution of the estates of persons who die insolvent," reported the same with amendments, and Council resumed the consideration of the said bill, and having further amended and gone through with the same,

*Ordered*, That the said bill be engrossed for a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The house took into consideration the amendments made by the House of Assembly to the bill, intituled, "An act concerning rams;" whereupon,

*Resolved*, That this house do agree to the first, second and third amendments, but in other respects, adhere to their bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

Council resumed the consideration of the bill, intituled, "An act for the confinement of prisoners under the authority of the United States, in the gaols of this state," with the amendment made thereto by the committee, and the same being further amended and agreed to,

*Ordered*, That the said bill, as amended, be read a third time.

The bill, intituled, "An act directing the clerks of courts to make return to the treasurer of amercements, fines and forfeitures," was read a second time and ordered a third reading.

The bill, intituled, "An act to register mortgages," was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly recede from their fourth amendment made to the bill, intituled, "An act concerning rams."

*Ordered*, That the said bill be re-engrossed.

Mr. Ewing, also informed Council, that the bill, intituled, "An act relative to the College of New-Jersey," was passed by the House of Assembly, without amendment.

The bill, intituled, "An act concerning wrecks," was read a second time and ordered a third reading.

The bill, intituled, "An act relative to Queen's College," was read a second time and ordered a third reading.

The house adjourned until nine o'clock to-morrow morning.

*Tuesday, May 28, 1799.*

The house met—Present as yesterday, and his excellency the Governor and Mr. Kirkpatrick.

The bill, intitled, “An act for the confinement of prisoners, under the authority of the United States, in the gaols of this state,” with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nay.
Messrs. Outwater,	Clark,	Mr. Fithian.
Marsh,	Parret,	
Kirkpatrick,	Corson,	
Walton,	Lambert,	
DeVroom,	Kitchel,	
Anderfon, <i>v. p.</i>	Beardlee.	

*Ordered*, That the president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly and request their concurrence in the said amendments.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The bill, intitled, “A supplement to an act, intitled, “An act for the relief and employment of the poor in the county of Salem,” is rejected by the House of Assembly.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The house went into a court of error, and after some time the house returned, and then

Adjourned until nine o'clock to-morrow morning.

*Wednesday, May 29, 1799.*

The house met—Present as before.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intitled, “An act to enable John Bryan and Joseph Annin to convey unto Thomas Wills and Samuel Wills,



certain lands, late the property of Samuel Wills, deceased, and for other purposes therein mentioned ; to which bill they request the concurrence of the Council.

Which bill was read and ordered a second reading.

The house went into a court of error, and after some time the house returned, and then

The house adjourned until nine o'clock to-morrow morning.

*Thursday, May 30, 1799.*

The house met—Present as before.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act to incorporate the proprietors of the New-Brunswick bridge," a bill, intituled, "An act relative to the laying out, vacating and altering of roads," a bill, intituled, "An act to regulate certain fisheries in the river Delaware," and a bill, intituled, "An act to repeal certain acts ;" to which several bills they request the concurrence of the Council.

Which bills respectively were read and ordered a second reading.

Mr. Ewing also presented the following resolution for concurrence :

*House of Assembly, May 30, 1799.*

*Resolved,* That the treasurer of this state be, and he is hereby authorized and directed to pay to the proprietors of the final settlement notes of the army, deposited in the treasury by John Blair and John Peck, agents, which have been vested in the funds of the United States, agreeably to a resolution of the 13th and 15th of February last, each his proportion of the money received from the treasury of the United States, for the said notes so funded, amounting to 795 dollars, 82 cents, and the interest due on the three per cent notes, given for the original interest, the sum of 83 dollars and 57 cents, due from James Ewing, commissioner of loans, to April 1, 1799 ; also to pay ten shillings on the pound for each of their shares of the principal of said three per cent note, amounting to 337 dollars and 80 cents. The said treasurer observing the same rules and method, and requiring the same proofs and vouchers in paying out said money, as he was required to observe in delivering out the original notes.

Which resolution was read and ordered a second reading.

Mr. Ewing, also informed Council, that the bill, intituled, "An act to alter part of the public road, in the township of Greenwich in the county of Gloucester, leading from Woodbury to Salem," was passed by the House of Assembly, without amendment.

The house went into a court of error, and after some time the house returned, and then

Adjourned until nine o'clock to-morrow morning.

*Friday, May 31, 1799.*

The house met—Present as before.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intitled, "An act to regulate the fisheries in Raritan river, and to repeal a certain act therein mentioned;" to which bill he requested the concurrence of the Council.

Which bill was read and ordered a second reading.

Mr. Ewing also presented for concurrence, a warrant intitling Mary Stewart, late Doty, to receive the amount of her late husband's half pay, which was read and ordered a second reading."

The house went into a court of error, and after some time the house returned.

His excellency the Governor then went out of the Council on some special business.

The re-engrossed bill, intitled, "An act concerning rams," was read and compared;

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly, and acquaint them that the same is passed with their amendments.

The engrossed bill, intitled, "An act concerning surrogates and declaring what exemplifications of wills and testaments shall be holden and received as good evidence," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intitled, "An act directing the clerks of courts to make return to the treasurer, of amercements, fines and forfeitures," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act relative to Queen's College," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act concerning wrecks," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Kirkpatrick,
Walton,	Lambert,	Corson,
DeVroom,	Kitchel,	Fithian.
Clark,	Beardslee.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

Council resumed the consideration of the bill, intituled, "An act to register mortgages," and the same having been considered and debated by sections and agreed to,

*Ordered*, That the said bill be read a third time.

The house adjourned until three o'clock in the afternoon.

The house met.

The engrossed bill, intituled, "An act for the distribution of the estates of persons who die insolvent," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Corson,	Messrs. Kirkpatrick,
Walton,	Kitchel,	Clark,
DeVroom,	Fithian,	Lambert.
Parret,	Beardslee.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

The bill, intituled, "An act relative to the laying out, vacating and altering of roads," was read a second time and ordered a third reading.

The bill, intituled, "An act to repeal certain acts," was read a second time and ordered to be committed to Messrs. DeVroom, Lambert, Walton and Clark, to consider and report thereon.

The bill, intituled, "An act to regulate certain fisheries in the river Delaware," was read a second time and after some debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed.

The bill, intituled, "An act to regulate the fisheries in Raritan river, and to repeal a certain act therein mentioned," was read a second time and ordered a third reading.

The bill, intituled, "An act to incorporate the proprietors of the New-Brunswick bridge," was read a second time and ordered a third reading.

The bill, intituled, "An act to enable John Bryan and Joseph Annin, to convey unto Thomas Wills and Samuel Wills, certain lands, late the property of Samuel Wills, deceased, and for other purposes therein mentioned," was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed.

The house adjourned until nine o'clock to-morrow morning.

Saturday, June 1, 1799.

The house met—Present as yesterday, except his excellency the Governor.

Two petitions were presented and read; the one from the rector, churchwardens and vestry of St. John's Church, in Elizabeth-Town, praying permission to raise, by way of lottery for the use of the said church, the sum of eight hundred pounds; the other from the trustees of the first Presbyterian church of Mansfield Wood-House, in the county of Suffex, praying permission to raise, by way of lottery for the use of the said church, the sum of eight hundred dollars.

*Ordered*, That the said petitions be read a second time.

The resolution directing the treasurer to pay to the proprietors of certain final settlement notes, their proportionable part of the monies arising thereon, as funded by him in the funds of the United States, agreeably to the joint resolution of the two houses, of the 13th and 15th of February last, was read a second time; whereupon,

*Resolved*, That this house do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

The warrant intitling Mary Stewart, late Doty, to receive the half pay of her late husband, was read a second time; whereupon,

*Resolved*, That this house do not concur therein.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said warrant is disallowed by this house.

Council resumed the consideration of the bill, intitled, "An act to regulate certain fisheries in the river Delaware," and after some time spent thereon,

*Ordered*, That the said bill be committed to Messrs. Lambert, Outwater and Walton, to consider and report thereon.

The bill, intitled, "An act to regulate the fisheries in Raritan river, and to repeal a certain act therein mentioned," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act to incorporate the proprietors of the New-Brunswick bridge," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act relative to the laying out, vacating and altering of roads," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Clark,	Messrs. Lambert,
Marsh,	Parret,	Beardflec.
Kirkpatrick,	Corson,	
Walton,	Kitchel,	
DeVroom,	Fithian.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered* That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

Council resumed the consideration of the bill, intituled, "An act to authorize Jacob R. Hardenbergh and Andrew Howell, guardians of the children of John Hardenbergh's, late of the county of Somerset, deceased, to sell the real estate of the said children, and to appropriate the money to certain purposes therein mentioned, (being marked No. 2. in the list of unfinished business) and the same having been debated and considered by sections and agreed to,

*Ordered*, That the said bill be read a third time.

Mr. DeVroom, from the committee to whom was committed the bill, intituled, "An act to incorporate trustees of religious societies," reported the same with sundry amendments, and Council resumed the consideration of the said bill and amendments, and having further amended and considered the same by sections,

*Ordered*, That the said bill be engrossed for a third reading.

Mr. Parret from the joint committee appointed to view and examine the state-prison, and to report what further improvements ought to be made therein, and also to state and report on the accounts of Jonathan Doan, the late agent for building the same, made the following report :

**T**HAT the entry and stair-case in the first story of the keeper's apartment, and the cupola appear to be finished, and the bell hung. Two rooms and the stair-case in the lower story of the south wing (or women's apartment) appear nearly complete—the other parts of the house unfinished. By an estimate of the acting committee of inspectors, it appears that twelve hundred dollars will be necessary for finishing the south wing (or women's apartment;) that fifteen hundred dollars will be necessary for the purpose of providing materials to build an infirmary and four cells.

Your committee further report, that there appears to be due to Jonathan Doan, seventy-seven dollars and two cents on a final settlement of his accounts (per receipts and vouchers from No. 1 to 35 inclusive.) Jonathan Doan, late agent, has delivered to your committee a statement of materials left on hand, when he quit the superintendence of the building, to the amount of twelve hundred and fourteen dollars and sixty-four cents (see paper marked A.)

By order of the committee,

WILLIAM PARRET,  
SILAS CONDUCT.

Which report was read and ordered a second reading.

The house adjourned until ten o'clock Monday morning.

Monday, June 3, 1799.

The house met—Present,  
HIS EXCELLENCY THE GOVERNOR,  
THE VICE-PRESIDENT.

Mr. OUTWATER,	Mr. CORSON,
Mr. MARSH,	Mr. LAMBERT,
Mr. KIRKPATRICK,	Mr. KITCHEL,
Mr. DE VROOM,	Mr. BEARDSLEE,
Mr. CLARK,	Mr. FITHIAN,
Mr. PARRET,	Mr. WALTON.

The engrossed bill, intituled, “An act to incorporate trustees of religious societies,” was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do carry the said bill to the House of Assembly and request their concurrence therein.

Mr. DeVroom, from the committee to whom was committed the bill, intituled, “An act to repeal certain acts,” reported the same without amendment, and Council resuming the consideration of the said bill, and having gone through and agreed to the same,

*Ordered,* That the said bill be read a third time.

The bill, intituled, “An act to authorize Jacob R. Hardenbergh and Andrew Howell, guardians of the children of John Hardenbergh, late of the county of Somerset, deceased, to sell the real estate of the said children, and to appropriate the money to certain purposes therein mentioned,” was read the third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Clark,
Marsh,	Lambert,	Corson,
Kirkpatrick,	Fithian,	Kitchel.
De Vroom,	Beardslee.	
Anderfon,		

*Ordered,* That the president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “An act respecting the court of chancery,” was read a second time and the further consideration thereof postponed.

Council resumed the consideration of the bill, intituled, “An act to enable John Bryan and Joseph Annin, to convey unto Thomas Wills and Samuel Wills, certain lands, late the property of Samuel Wills, deceased, and for other purposes therein mentioned,” and,

On the question, To agree to the first section ? It was carried in the negative.

*Ordered,* That the secretary do wait on the House of Assembly, and acquaint them that the said bill is disagreed to by this house.

Council resumed the consideration of the bill, intitled, "An act concerning witnesses," and the same having been amended and considered by sections,  
*Ordered*, That the said bill be engrossed for a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intitled, "An act to repeal certain acts," was read a third time ;  
On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intitled, "An act relative to the supreme and circuit courts," and a bill, intitled, "An act concerning taxes ;" to which bills they request the concurrence of the Council.

Which bills, respectively, were read and ordered a second reading.

The house adjourned until nine o'clock to-morrow morning.

*Tuesday, June 4, 1799.*

The house met—Present as yesterday.

Mr. Lambert, from the committee to whom was committed, the bill, intitled, "An act to regulate certain fisheries in the river Delaware," reported the same with sundry amendments, which were read and ordered to be read a second time with the bill.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

The house went into a court of error, and after some time the house returned.

The bill, intitled, "An act relative to the supreme and circuit courts," was read a second time and ordered a third reading.

The house adjourned until nine o'clock to-morrow morning.

*Wednesday, June 5, 1799.*

The house met—Present as before.

The bill, intitled, "An act relative to the supreme and circuit courts," was read a third time ;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act concerning taxes," was read a second time, and the same having been amended, but not gone through with,

*Ordered*, That the further consideration of the said bill be postponed.

The house went into a court of error, and after some time the house returned, and then

Adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The Council have passed a bill, intituled, "An act for the regulation of the militia of New-Jersey," and a bill, intituled, "An act relative to statutes;" to which bills they request the concurrence of the Council;

Which bills, respectively, were ordered a second reading.

Mr. Ewing also brought back to this house the bill, intituled, "An act concerning surrogates and declaring what exemplifications of wills and testaments shall be holden and received as good evidence," and the bill, intituled, "An act respecting conveyances," with several amendments made thereto by the House of Assembly;" to which amendments they request the concurrence of the Council;

Which amendments were read and ordered a second reading.

Mr. Ewing also acquainted Council, that the bill, intituled, "An act for the distribution of the estates of persons who die insolvent," was disagreed to by the House of Assembly.

The house went into a court of error, and after some time the house returned, and then

Adjourned until nine o'clock to-morrow morning.

*Thursday, June 6, 1799.*

The house met—Present as before.

The engrossed bill, intituled, "An act concerning witnesses," was read and compared;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly, and request their concurrence therein.

Council resumed the consideration of the bill, intituled, "An act respecting the court of chancery," and the same having been amended, but not gone through with,

*Ordered*, That the further consideration of the said bill be postponed.



A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intitled, "An act concerning the boards of chosen freeholders," and a bill, intitled, "An act to divorce Lucy S. Robertson from her husband, Charles Robertson;" to which bills they request the concurrence of the Council."

Which bills, respectively, were read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intitled, "An act for the confinement of prisoners, under the authority of the United States, in the gaols of this state," and acquainted Council that the House of Assembly had passed the said bill, with the amendments made thereto by this house.

Which re-engrossed bill having been read and compared,

*Ordered*, That the president do sign the said bill.

Mr. Ewing also informed Council that the House of Assembly had passed the bill, intitled, "An act for the recovery of fines imposed upon defaulting jurors," without amendment.

Council took into consideration the amendments made by the House of Assembly to the bill, intitled, "An act respecting conveyances;" whereupon,

*Resolved*, That this house do agree to the said amendments.

*Ordered*, That the said bill be re-engrossed.

Council took into consideration the amendments made by the House of Assembly to the bill, intitled, "An act concerning furrogates and declaring what exemplifications of wills and testaments shall be holden and received as good evidence;" whereupon,

*Resolved*, That this house do agree to the said amendments.

*Ordered*, That the said bill be re-engrossed.

Mr. Anderson, with leave, presented the following resolution :

*Resolved*, That the charge of the state-house and yard, in the recess of the Legislature, be committed to the secretary of this state, and that no person be permitted to enter therein except for the purpose of holding or attending the supreme court, or such other courts as are or shall be directed by law to be held therein, unless they shall first obtain the permission of the governor, the secretary or clerk of the Assembly for the time being.

Which resolution was read and ordered a second reading.

The house adjourned until three o'clock in the afternoon.

The house met—

Present as in the morning, except his excellency the Governor.

Council resumed the consideration of the bill, intitled, "An act respecting the court of chancery," and the same having been further amended and gone through with,

*Ordered*, That the said bill be engrossed for a third reading.

Council resumed the consideration of the bill, intitled, "An act concerning taxes," and the same having been amended and gone through with,

*Ordered*, That the said bill and amendments be read a third time.

The re-engrossed bill, intitled, "An act concerning furrogates, and declaring what exemplifications of wills and testaments shall be holden and received as good evidence," was read and compared ;

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house with the amendments made thereto by the House of Assembly.

The re-engrossed bill, intituled, "An act respecting conveyances," was read and compared ;

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house with the amendments made thereto by the House of Assembly.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intituled, "An act to describe, apprehend and punish disorderly persons ;" to which bill they request the concurrence of the Council.

Which bill was read and ordered a second reading.

The house adjourned until nine o'clock to-morrow morning.

*Friday, June 7, 1799.*

The house met—Present as yesterday morning.

The bill, intituled, "An act for the regulation of the militia of New-Jersey," was read a second time, and the same having been taken up, amended and debated by sections, but not gone through with,

*Ordered*, That the further consideration of the said bill be postponed.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act for constituting and appointing new trustees in the place of those deceased, to execute and fulfil the purposes of the last wills and testaments of Henry Cuyler, the elder, and Henry Cuyler, the younger, deceased," and the bill, intituled, "An act to enable the owners and possessors of certain salt meadows and marsh lying in the township of Woodbridge and Piscataway, in the Raritan Great-Meadows, to make and keep open the necessary drains, build and repair bridges and gates for the uses therein mentioned ;" to which bills they request the concurrence of the Council.

Which bills, respectively, were read and ordered a second reading.

Mr. Ewing also presented the following resolution for concurrence :

*House of Assembly, June 7, 1799.*

*Resolved*, That the treasurer of this state be, and he is hereby authorized and directed to exchange the bills of credit of this state, generally called Loan-Office money, for specie, as shall be presented to him for that purpose, at any time before the first day of November next.

Which resolution was read and ordered a second reading.

Mr. Ewing also informed Council that the bill, intituled, "An act concerning witnesses," was passed by the House of Assembly, without amendment.

The house adjourned until three o'clock in the afternoon.

The house met.

Council resumed the consideration of the bill, intituled, "An act for the regulation of the militia of New-Jersey," and the 21st section being under consideration,

A motion was made by Mr. Parret, to amend that part of the section which lays a fine upon any person refusing or neglecting to perform his tour of duty, or procure a substitute, to pay a fine of twenty dollars per month, so as to read *ten* in the place of *twenty* dollars ;

On the question, To agree to the said amendment ? It was carried in the affirmative, as follows :

Yeas.	Nays.
Messrs. Anderson,	Messrs. Outwater,
Clark,	Marsh,
Parret,	Kirkpatrick,
Corson,	Walton,
Kitchel,	De Vroom,
Fithian,	Lambert.
Beardslee.	

The bill having been further amended, but not gone through with,  
*Ordered*, That the consideration of the said bill be postponed.

The bill, intituled, "An act to register mortgages," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Lambert,	Messrs. Kirkpatrick,
Marsh,	Kitchel,	DeVroom,
Walton,	Fithian,	Clark.
Parret,	Beardslee.	
Corson,		

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act concerning taxes," with the amendments made thereto, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The house adjourned until nine o'clock to-morrow morning.

*Saturday, June 8, 1799.*

The house met—Present as before, except his excellency the Governor and Mr. Kirkpatrick.

Council resumed the consideration of the bill, intituled, "An act for the regulation of the militia of New-Jersey," and the same having been further amended, but not gone through with,

*Ordered*, That the said bill be committed to Messrs. Marsh, DeVroom and Parret to consider and report thereon.

The resolution authorizing and directing the treasurer of the state to exchange, for specie, such loan-office money as may be presented for that purpose before the first day of November next," was read a second time ; whereupon,

*Resolved*, That this house do concur therein.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them therewith.

The resolution relative to the charge of the state-house in the recess of the Legislature, was read a second time ; whereupon,

*Resolved*, That this house do approve thereof.

*Ordered*, That the secretary do carry the said resolution to the House of Assembly, and request their concurrence therein.

The engrossed bill, intituled, " An act respecting the court of chancery," was read and compared ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Yeas.	Nays.
Messrs. Outwater,	DeVroom,	Corson,	Messrs. Clark,
Marsh,	Parret,	Lambert,	Beardslee.
Walton,	Kitchel,	Fithian.	

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do carry the said bill to the House of Assembly, and request their concurrence therein.

The vice-president laid before the Council a letter from John Wills, stating that he had in his possession various valuable maps, done from actual survey of a considerable part of the state of New-Jersey, and praying that the Legislature would favor him with some aid, so as to enable him, by their next session, to furnish a map of each county for the use of the inhabitants, and two general maps of the whole for the use of the Legislature and the supreme executive of the state ; which was read and ordered a second reading.

The bill, intituled, " An act concerning the boards of chosen freeholders," was read a second time and ordered a third reading.

Council resumed the consideration of the bill, intituled, " An act to regulate certain fisheries in the river Delaware," with the amendments made thereto by the committee, and the same having been considered by sections and agreed to,

*Ordered*, That the said bill and amendments be read a third time.

The bill, intituled, " An act to describe, apprehend and punish disorderly inhabitants," was read a second time and ordered a third reading.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, " An act to divorce Lucy S. Robertson from her husband, Charles Robertson," was read a second time, and the same having been amended and agreed to,

*Ordered*, That the said bill and amendments be read a third time.

Council resumed the consideration of the bill, intituled, " An act authoriz-

ing the building of a bridge across the fourth branch of Great-Timber-Creek, in the county of Gloucester," (marked No. 4 in the report of unfinished business) and,

On the question, To agree to the first section of the said bill? It was carried in the negative, as follows:

Yeas.	Nays.	Nays.
Messrs. Clark,	Messrs. Outwater,	Kitchel,
Parret,	Marsh,	Fithian.
Corson,	Walton,	
Lambert,	DeVroom,	
Beardslee,		

*Ordered*, That the said bill be dismissed.

Council resumed the consideration of the bill, intitled, "An act authorizing the commissioners therein named, to lay out a road from Salem, in the county of Salem, to Greenwich, in the county of Cumberland," (marked No. 5, in the report of unfinished business) and,

On the question, To agree to the first section? It was carried in the negative.

*Ordered*, That the said bill be dismissed.

Mr. Marsh, from the committee to whom was committed the bill, intitled, "An act for the regulation of the militia of New-Jersey," reported the same with several amendments, and Council resuming the consideration of the said bill, and the following amendments, reported by the committee, being under consideration, viz. To add to the 1st article in the 22d section, the words following: "And if any commissioned officer shall, at any time, or upon any occasion, behave in an unofficer-like, ungentlemanly or disgraceful manner, the commander in chief, if the person accused be a major-general; the major-general of the division, if a brigadier; the brigadier, if a field officer, or the lieutenant-colonel, if an inferior officer, as the case may be, upon the application of any commissioned officer, may appoint a board of three officers to enquire into the matter of complaint; and if upon their report it shall appear to him deserving of trial, then, and in such case, he shall direct a court-martial, whose proceedings herein shall have the same effect as if the offence had been committed when on actual duty."

On the question, To agree to the said amendment? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Marsh,	Corson,	Messrs. Outwater,
DeVroom,	Lambert,	Walton,
Clark,	Kitchel,	Beardslee.
Parret,	Fithian.	

The bill having been further amended and gone through with,

*Ordered*, That the said bill, with the amendments, be read a third time.

The house adjourned until nine o'clock on Monday morning.

Monday, June 10, 1799.

The house met—Present,

THE HONORABLE THE VICE-PRESIDENT,

Mr. OUTWATER,	Mr. PARRET,
Mr. MARSH,	Mr. CORSON,
Mr. KIRKPATRICK,	Mr. LAMBERT,
Mr. WALTON,	Mr. KITCHEL,
Mr. DE VROOM,	Mr. FITHIAN,
Mr. CLARK,	Mr. BEARDSLEE.

The bill, intituled, “An act for the regulation of the militia of New-Jersey,” with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, *nem. con.*

*Ordered,* That the vice-president do sign the said bill and amendments.

*Ordered,* That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intituled, “An act to divorce Lucy S. Robertson from her husband, Charles Robertson,” with the amendments, was read the third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.	Nays.
Messrs. Marsh,	Fithian,	Messrs. Outwater,	DeVroom,
Clark,	Beardslee,	Kirkpatrick,	Parret,
Lambert,	Anderson, <i>v. p.</i>	Walton,	Corson.
Kitchel,			

*Ordered,* That the vice-president do sign the said bill and amendments.

*Ordered,* That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intituled, “An act to describe, apprehend and punish disorderly persons,” was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Outwater,	Parret,	Messrs. Walton,
Marsh,	Corson,	Lambert,
Kirkpatrick,	Kitchel,	Beardslee.
DeVroom,	Fithian.	
Clark,		

*Ordered,* That the vice-president do sign the said bill.

*Ordered,* That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “An act to regulate certain fisheries in the river Delaware,” with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Yeas.	Nay.
Messrs. Marsh,	Clark,	Kitchel,	Mr. Outwater.
Kirkpatrick,	Parret,	Fithian,	
Walton,	Corson,	Beardslee.	
DeVroom,	Lambert,		

*Ordered*, That the vice-president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intitled, "An act concerning the boards of chosen freeholders," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the vice-president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until three o'clock in the afternoon.

The house met.

Mr. Outwater obtained leave of absence for the remainder of the session, on special business.

The bill, intitled, "An act for constituting and appointing new trustees in the place of those deceased, to execute and fulfil the purposes of the last wills and testaments of Henry Cuyler, the elder, and Henry Cuyler, the younger, deceased," was read a second time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have passed a bill, intitled, "An act to raise a revenue from stages," a bill, intitled, "An act respecting libels," a bill, intitled, "An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts," a bill, intitled, "An act to direct the agent of forfeited estates in the county of Bergen, to make a deed of conveyance for a certain lot of land therein mentioned," a bill, intitled, "An act to abolish the practice of obtaining possession by fine and common recovery," and a bill, intitled, "An act for appropriating a further sum of money towards completing the state-prison ;" to which bills, respectively, they request the concurrence of the Council.

Which several bills were read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intitled, "An act concerning taxes," and acquainted Council that the said bill was passed by the House of Assembly with the amendments made thereto by this house.

Which re-engrossed bill having been read and compared ;

*Ordered*, That the vice-president do sign the said bill.

Mr. Ewing also presented, for concurrence, the following resolution or order :

*Ordered*, That Messrs. VanDuyn, Lippencott and Dunn, be a committee on the part of this house, to join a committee of Council, to confer with the inspectors of the state-prison, to enquire and report, if any, and what amendments are necessary in the laws respecting that institution, and that the clerk do wait on the Council and request them to appoint a committee to join a committee of this house for that purpose.

Which being read,

*Ordered*, That Mr. Kitchel and Mr. Walton, or either of them, be a committee on the part of Council, to join the committee of the House of Assembly,

for the purposes expressed in the foregoing message, and that the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Ewing also acquainted Council that the resolution relative to the charge of the state-house and yard during the recess of the Legislature, is concurred in by the House of Assembly.

The bill, intituled, "An act to enable the owners and possessors of certain salt meadows and marsh, lying in the townships of Woodbridge and Piscataway in the Raritan-Great-Meadows, to make and keep open the necessary drains, build and repair bridges and gates for the uses therein mentioned," was read a second time, and the further consideration of the said bill postponed.

The bill, intituled, "An act to raise a revenue from stages," was read a second time, and the same having been amended and debated by sections ;

On the question, Shall the bill be read a third time ? It was carried in the negative.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is disagreed to by this house.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. Vice-President,

The House of Assembly have agreed to the 2d, 3d, 4th, 5th, 7th, 8th, 19th and 30th amendments made to the bill, intituled, "An act for the regulation of the militia of New-Jersey," and in other respects do adhere to their bill ;

On the question, Will this house recede from their other amendments made to the said bill ?

*Resolved*, That this house do recede from each of the said amendments.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them therewith.

The bill, intituled, "An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts," was read a second time, and after some debate had thereon,

*Ordered*, That the further consideration of the said bill be postponed.

The house adjourned until nine o'clock to-morrow morning.

*Tuesday, June 11, 1799.*

The house met—Present as before, and his excellency the Governor.

The bill, intituled, "An act for constituting and appointing new trustees in the place of those deceased, to execute and fulfil the purposes of the last wills and testaments of Henry Cuyler, the elder, and Henry Cuyler the younger, deceased," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act respecting libels," was read a second time, and the same having been amended and agreed to,

*Ordered*, That the said bill and amendments be read a third time.



The bill, intituled, "An act to abolish the practice of obtaining possession by fine and common recovery," was read a second time, and the same having been amended and agreed to.

*Ordered*, That the said bill and amendments be read a third time, and that the title of the said bill be so amended as to read, "An act to abolish fines and common recoveries."

The bill, intituled, "An act for appropriating a further sum of money towards completing the state-prison," was read a second time and ordered a third reading.

The bill, intituled, "An act to direct the agent of forfeited estates in the county of Bergen, to make a deed of conveyance for a certain lot of land therein mentioned," was read a second time and ordered a third reading.

Council resumed the consideration of the bill, intituled, "An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts," and after some debate had thereon,

*Ordered*, That the said bill be committed to Messrs. Kirkpatrick, Fithian and Kitchel to consider and report thereon.

Council resumed the consideration of the bill, intituled, "An act to enable the owners and possessors of certain salt meadows and marsh, lying in the townships of Woodbridge and Piscataway in the Raritan-Great-Meadows, to make and keep open the necessary drains, build and repair bridges and gates, for the uses therein mentioned," and having gone through and considered the same by sections,

*Ordered*, That the said bill be read a third time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act to provide for the security of the citizens of this state against the introduction of contagious diseases," and a bill, intituled, "An act to regulate fees;" to which bills they request the concurrence of the Council.

Which bills, respectively, were read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intituled, "An act to divorce Lucy S. Robertson from her husband, Charles Robertson," and acquainted Council, that the House of Assembly had passed the said bill, with the amendments made thereto by the Council.

Which re-engrossed bill having been read and compared,

*Ordered*, That the president do sign the said bill.

Mr. Ewing also presented for concurrence the following resolution :

*Resolved*, That 1775 copies of the act for the regulation of the militia of New-Jersey, together with the act of Congress, intituled, "An act more effectually to provide for the national defence, by establishing an uniform militia throughout the United States," be immediately struck off by Messrs. Sherman, Merlison and Thomas, to be printed in duodecimo pamphlets, and sent to the several counties with the laws of this state, to be distributed among the militia officers, viz. To Bergen 120; Essex 170; Middlesex 160; Monmouth 180; Somerset 160; Burlington 120; Gloucester 110; Salem 85; Cape-May 30; Hunterdon 180; Morris 180; Cumberland 80; Sussex 200.

Which resolution being read,

*Resolved*, That this house do approve thereof.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them therewith.

The bill, intituled, "An act to provide for the security of the citizens of this state against the introduction of contagious diseases," was read a second time and ordered a third reading.

The bill, intituled, "An act to regulate fees," was read a second time, and the same having been amended, but not gone through with,

*Ordered*, That the further consideration of the said bill be postponed.

The house adjourned until three o'clock in the afternoon.

The house met.

The bill, intituled, "An act to provide for the security of the citizens of this state against the introduction of contagious diseases," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

Council resumed the consideration of the bill, intituled, "An act to regulate fees," and having further amended, but not gone through the same,

*Ordered*, That the further consideration of the said bill be postponed.

Mr. Kitchel, from the joint-committee appointed to confer with the inspectors of the state-prison, and to report whether any, and what further alterations are necessary in the laws relative to that institution ; reported,

**T**HAT, in the opinion of the committee, the keeper of the said prison be authorized, whenever any of the prisoners under his care behave themselves in a mutinous or refractory manner, to chain them, or either of them, to their respective work ; and that the time for solitary confinement by the act of Assembly is not sufficient to answer the purposes thereby intended, and ought therefore to be extended.

By order of the committee,

ABRAHAM KITCHEL,  
JAMES VANDUYN.

Which report being read,

*Resolved*, That this house do approve thereof.

The bill, intituled, "An act respecting libels," with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intituled, "An act to abolish the practice of obtaining possession by fine and common recovery," with the amendments, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.	Nays.
Messrs. Marsh,	Corson,	Messrs. Kirkpatrick,	Fithian,
Walton,	Lambert,	DeVroom,	Beardslee.
Anderson, <i>v. p.</i>	Kitchel.	Clark,	
Parret,			

*Ordered*, That the president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intituled, "An act for appropriating a further sum of money towards completing the state-prison," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Nays.
Messrs. Kirkpatrick,	Parret,	Messrs. Marsh,
Walton,	Corson,	Clark,
DeVroom,	Lambert,	Kitchel,
Anderson, <i>v. p.</i>	Fithian.	Beardslee.

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, "An act to direct the agent of forfeited estates in the county of Bergen, to make a deed of conveyance for a certain lot of land therein mentioned," was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until nine o'clock to-morrow morning.

*Wednesday, June 12, 1799.*

The house met—Present as before.

Council resumed the consideration of the bill, intituled, "An act to regulate fees," and the same having been further amended, considered by sections and agreed to,

*Ordered*, That the said bill and amendments be read a third time.

Mr. Kirkpatrick, from the committee to whom was committed the bill, intituled, "An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts," reported the same with sundry amendments, and Council resuming the consideration of the said bill, and having agreed to the said amendments,

*Ordered*, That the said bill and amendments be read a third time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "A supplement to the act, intituled, "An act making provision for carrying into effect the act for the

punishment of crimes ;” to which bill they request the concurrence of the Council.

Which bill was read and ordered a second reading.

Mr. Ewing also brought back to this house the re-engrossed bill, intituled, “ An act respecting libels,” and the re-engrossed bill, intituled, “ An act to abolish fines and common recoveries,” and informed Council that the said bills were passed by the House of Assembly, with the amendments made thereto by this house.

Which re-engrossed bills having been read and compared,

*Ordered*, That the president do sign the said bills.

The bill, intituled, “ An act to enable the owners and possessors of certain salt meadows and marsh, lying in the townships of Woodbridge and Piscataway, in the Raritan Great-Meadows, to make and keep open the necessary drains, build and repair bridges and gates, for the uses therein mentioned,” was read a third time ;

On the question, Whether the said bill do pass ? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intituled, “ A supplement to the act, intituled, “ An act making provision for carrying into effect the act for the punishment of crimes,” was read a second time, and the same having been amended and agreed to,

*Ordered*, That the said bill and amendments be read a third time.

The house adjourned until three o’clock in the afternoon.

#### The house met.

The bill, intituled, “ An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts,” with the amendments made thereto, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Yeas.	Nays.
Messrs. Marsh,	Anderson, <i>v. p.</i>	Kitchel,	Messrs. Clark,
Kirkpatrick,	Corson,	Fithian,	Parret.
Walton,	Lambert,	Beardslee.	

*Ordered*, That the president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intituled, “ An act to regulate fees,” with the amendments made thereto, was read a third time ;

On the question, Whether the said bill, as amended, do pass ? It was carried in the affirmative, as follows :

Yeas.	Yeas.	Yeas.	Nays.
Messrs. Marsh,	Anderson, <i>v. p.</i>	Kitchel,	Messrs. Clark,
Kirkpatrick,	Corson,	Beardslee.	Fithian,
Walton,	Lambert,		Parret.

*Ordered*, That the president do sign the said bill and amendments.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

The bill, intitled, "A supplement to the act, intitled, "An act making provision for carrying into effect the act for the punishment of crimes," with the amendments made thereto, was read a third time;

On the question, Whether the said bill, as amended, do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do carry the said bill and amendments to the House of Assembly, and request their concurrence in the said amendments.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have appointed Messrs. Van Cleve, Southard and Pennington, with such other members as choose to attend, a committee to join a committee of Council in a free conference on the subject matter of the bill, intitled, "An act relative to statutes," and the amendments made thereto by Council, and request that Council would appoint a committee to meet the committee of the House of Assembly for that purpose, and that Council would appoint the time and place of meeting—

Whereupon,

*Ordered*, That Mr. Kirkpatrick, Mr. Anderson and Mr. Marsh, and such other members as choose to attend, be a committee on the part of this house for the purpose expressed in the foregoing message, and that they be directed to confer with the committee of the House of Assembly in the Assembly-Room, immediately, and that the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Ewing also brought back to this house the re-engrossed bill, intitled, "An act for the regulation of the militia of New-Jersey," and acquainted Council that the House of Assembly had agreed to the amendments made thereto by the Council.

Which re-engrossed bill, having been read and compared,

*Ordered*, That the president do sign the said bill.

Mr. Ewing also brought back to this house the bill, intitled, "An act respecting the court of chancery," with several amendments made thereto by the House of Assembly.

Which amendments being under consideration,

*Resolved*, That Council do agree to the 2d and 3d amendments made by the House of Assembly, and in other respects do adhere to their bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them therewith.

Mr. DeVroom obtained leave of absence for the remainder of the session.

The house adjourned until eight o'clock to-morrow morning.

*Thursday, June 13, 1799.*

The house met—Present as before, except Mr. DeVroom.

The bill, intitled, "An act relative to statutes," was read a second time, and the same having been debated and agreed to by sections,

*Ordered*, That the said bill be read a third time.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly agree to the first amendment made by Council to the bill, intituled, "A supplement to the act, intituled, "An act for carrying into effect the act for the punishment of crimes," and in other respects do adhere to their bill; and Council taking the said message into consideration,

*Resolved*, That this house do insist on their second amendment made to the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

Mr. Ewing also brought back to this house the bill, intituled, "An act to regulate fees," and acquainted Council that the House of Assembly had agreed to the 1st, 2d, 3d, 6th, 7th, 9th, 10th and 11th amendments, made by Council to the said bill, and in other respects do adhere to their bill, and Council proceeding to consider the said message,

*Resolved*, That this house do recede from the amendments made to the said bill and disagreed to by the House of Assembly.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them therewith.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed a bill, intituled, "An act for defraying sundry incidental charges;" to which bill they request the concurrence of the Council.

Which bill was read and ordered a second reading.

Mr. Ewing also acquainted Council that the House of Assembly do recede from their amendments made to the bill, intituled, "An act respecting the court of chancery," and disagreed to by this house.

*Ordered*, That the said bill be re-engrossed.

Mr. Ewing also brought back to this house the re-engrossed bill, intituled, "An act to regulate certain fisheries in the river Delaware," and acquainted Council, that the House of Assembly had passed the said bill with the amendments made thereto by the Council.

Which re-engrossed bill, having been read compared,

*Ordered*, That the president do sign the same.

The bill, intituled, "An act for defraying sundry incidental charges," was read a second time, the vouchers attending the same, examined and passed, and the bill ordered to be read a third time.

The bill, intituled, "An act relative to statutes," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, as follows:

Yeas.	Yeas.	Nays.
Messrs. Marsh,	Lambert,	Messrs. Kirkpatrick,
Walton,	Kitchel,	Anderfon, <i>v. p.</i>
Parret,	Beardlee.	Clark,
Corton,		Fithian.

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly, and acquaint them that the said bill is passed by this house without amendment.

The bill, intitled, "An act for defraying fundry incidental charges," was read a third time;

On the question, Whether the said bill do pass? It was carried in the affirmative, *nem. con.*

*Ordered*, That the president do sign the said bill.

*Ordered*, That the secretary do wait on the House of Assembly and acquaint them that the said bill is passed by this house without amendment.

The house adjourned until three o'clock in the afternoon.

The house met.

A message from the House of Assembly, by Mr. Ewing, their clerk.

Mr. President,

The House of Assembly have passed the bill, intitled, "An act to incorporate trustees of religious societies," without amendment.

Mr. Ewing also brought back to this house the re-engrossed bill, intitled, "An act to regulate fees," and acquainted Council that the said bill was passed by the House of Assembly, with the amendments made thereto by the Council.

Which re-engrossed bill having been read and compared,

*Ordered*, That the president do sign the same.

Mr. Ewing also brought back to this house the re-engrossed bill, intitled, "An act for the distribution of the estates of persons who die, not leaving sufficient property to pay all their just debts," and acquainted Council that the House of Assembly had passed the said bill with the amendments made thereto by this house.

Which re-engrossed bill, having been read and compared,

*Ordered*, That the president do sign the same.

The re-engrossed bill, intitled, "An act respecting the court of Chancery," was read and compared;

*Ordered*, That the president do sign the same.

*Ordered*, That the secretary do carry the said bill to the House of Assembly, and acquaint them that the same is passed by this house with the amendments made thereto by the House of Assembly.

The honorable William Coxe, jun. esquire, speaker of the House of Assembly came into the Council-Chamber, and acquainted the president, that the house having gone through their business, had adjourned *sine die*; whereupon,

Council also adjourned *sine die*.







